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LEGISLATURE

MEMBERS

Dist.	Name	Address	Occupation	Counties
1	Lloyd W. Stalder	Humboldt	Farmer, Livestock Feeder	Richardson, Pawnee, Johnson
2	William B. Brandt	Unadilla	Attorney	Otoe, Nemaha
3	Edwin T. McHugh	Murdock	Banker, Attorney	Cass, Sarpy
4	George Syas	Omaha	Machinist, U.P. Railroad	Douglas
5	John Adams, Sr.	Omaha	Attorney, Minister	Douglas
6	Sam Klaver	Omaha	Attorney, Publisher	Douglas
7	William R. Skarda, Jr.	Omaha	Public Relations	Douglas
*8	John P. Munnelly	Omaha	General Contractor	Douglas
*8	Eugene Mahoney	Omaha	Local Nebraska Representative for Congressman Cunningham	Douglas
9	Michael P. Russillo	Omaha	Manager, Highway Development Dept., Chamber of Commerce	Douglas
10	William Moulton	Omaha	Director of Special Services, Roberts Dairy Co.	Douglas
11	Ross H. Rasmussen	Hooper	Farmer, Businessman	Dodge, Washington
12	W. H. Hasebroock	West Point	Retail Merchant	Burt, Cuming
13	Hal Bridenbaugh	Dakota City	Farmer	Dakota, Dixon, Thurston

* Eugene Mahoney appointed June 28, 1961 to fill the vacancy created by the resignation of John P. Munnelly.

MEMBERS (Continued)

Dist.	Name	Address	Occupation	Counties
14	J. W. Burbach	Crofton	Grain-Feed Dealer, Feeder, Farmer	Cedar, Knox
15	H. L. Gerhart	Newman Grove	Banking	Madison, Pierce
16	Peter H. Claussen	Leigh	Farmer	Colfax, Stanton, Wayne
17	Harold B. Stryker	Rising City	Farming, Business	Butler, Saunders
18	George A. Knight	Lincoln	Bank President	Lancaster
19	Marvin E. Stromer	Lincoln	Investment Counselor, First Trust Co.	Lancaster
20	Fern Hubbard Orme	Lincoln	Housewife	Lancaster
21	Willard H. Waldo	DeWitt	Farmer, Purebred Livestock Breeder	Gage
22	Arnold Ruhnke	Plymouth	Farmer	Jefferson, Thayer
23	Joe T. Vosoba	Wilber	Attorney	Saline, Fillmore
24	H. K. Diers	Gresham	Retired Merchant	Seward, York
25	Hans O. Jensen	Aurora	Farmer, Businessman	Clay, Hamilton, Polk
26	J. O. Peck	Columbus	Banking	Platte, Nance
27	Matt Wylie	Elgin	Farming, Livestock	Antelope, Boone
28	Frank Nelson	O'Neill	Farming, Ranching	Holt, Boyd, Rock, Keya Paha
29	Jack Romans	Ord	Trucking	Valley, Howard, Greeley, Wheeler
30	Marvin Lautenschlager	Grand Island	Real Estate, Insurance	Hall, Merrick
31	Richard D. Marvel	Hastings	Insurance	Adams, Kearney
32	Kenneth L. Bowen	Red Cloud	Real Estate, Insurance, Loans	Franklin, Webster, Nuckolls
33	Don Thompson	McCook	Farmer, Stockman	Red Willow, Furnas, Harlan

MEMBERS (Concluded)

Dist.	Name	Address	Occupation	Counties
34	Ernest H. Staubitz	Kearney	Retired Farm Implements Dealer	Buffalo, Sherman
35	M. M. Forrester	Anselmo	Cattle Ranching	Custer, Loup, Garfield
36	Albert A. Kjar	Lexington	Grain, Farm Implements, Farming	Dawson, Phelps, Gosper
37	Dale Erlewine	Grant	Farmer	Perkins, Chase, Hayes, Dundy, Hitchcock
38	Cecil Craft	North Platte	Engineer and Land Surveyor	Lincoln, Frontier
39	Lewis Webb	Ogallala	Retired	Arthur, Blaine, Deuel, Garden, Grant, Hooker, Keith, Logan, McPherson, Thomas
40	Elvin Adamson	Cody	Ranching	Sheridan, Cherry, Brown
41	George C. Gerdes	Alliance	Rancher, Farmer	Box Butte, Sioux, Dawes
42	Theodore H. McCosh	Gering	Pharmacist	Scotts Bluff
43	George H. Fleming	Sidney	Farming, Ranching	Cheyenne, Kimball, Banner, Morrill

CLERK

Hugo F. Srb .... Dodge

RULES OF THE NEBRASKA LEGISLATURE

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RULES OF THE NEBRASKA LEGISLATURE

RULE 1

Authority

Constitution of Nebraska. Art. III, Sec. 10

Gregg's Handbook of Parliamentary Law. The rules of parliamentary practice comprised in Gregg's Handbook of Parliamentary Law, Rev. Ed. c 1940, shall govern the Legislature in all cases to which they are applicable and in which they are not inconsistent with the standing rules of the Legislature.

Amendment and suspension of rules. Rule 17.

RULE 2

Presiding Officer

Section 1. Presiding Officer: Lieutenant Governor, Speaker. The Lieutenant Governor shall preside as president of the Legislature, and the Speaker shall preside when the Lieutenant Governor shall be absent, incapacitated or shall act as Governor. (Const. Art. III, Sec. 10). All references herein made to the President shall be construed as meaning also the Speaker whenever he may preside.

Member of Reference Committee. Rule 14.

Sec. 2. Chairman of Judiciary Presides, When. In the absence of both the Lieutenant Governor and the Speaker, the chairman of the Judiciary Committee shall preside, and shall exercise all the powers herein conferred on the President, except the authority to sign bills or resolutions passed by the Legislature.

Sec. 3. Member Presides, When. The President shall have the right to name any member to perform the duties of the chair, but such substitution shall not extend beyond adjournment.

Sec. 4. President Calls Legislature to Order: Quorum. The President shall take the chair each legislative day at the hour to which the Legislature shall have adjourned at the last sitting. He shall call the Legislature to order, and a quorum being present, shall proceed in the manner and order prescribed by these rules. A majority of the members elected to the Legislature shall constitute a quorum. Const. Art. III, Sec. 10.

Sec. 5. Absence of Quorum. If the President finds that a number less than a quorum is present, he shall so state, and a majority of the members present, if five in number, may compel the presence of all members subject to a call of the Legislature.

Sec. 6. President to Preserve Order. The President shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries, or in the lobby, may cause the same to be cleared.

Sec. 7. Point of Order, President Decides: Appeal. The President may speak to a point of order in preference to members, rising from his seat for that purpose, and shall decide the questions of order, subject to an appeal to the Legislature by any member; on which appeal no member may speak more than once, unless by leave of the Legislature.

Sec. 8. Putting Question. The President shall rise to put a question, but he may state it sitting.

Sec. 9. President Shall Sign. The President shall sign, in the presence of the Legislature, while the same is in session and capable of transacting business, all bills and resolutions passed by the Legislature (Const. Art. III, Sec. 14). All writs, warrants and subpoenas issued by order of the Legislature shall be under his hand and seal, attested by the Clerk.

Sec. 10. Lieutenant Governor Votes, When. The Lieutenant Governor, when presiding, shall vote only when the Legislature is equally divided. Const. Art. III, Sec. 10.

RULE 3

Officers Elected and Their Duties: Recall; Employees, Selection and Duties.

Sec. 1. Nomination and Election. At the commencement of each regular session, the Legislature shall nominate by informal ballot and shall elect by ballot the following officers:

Speaker
Clerk of the Legislature
Sergeant-at-arms
Postmaster
Chaplain

Sec. 2. Officers, Vote Necessary to Elect. A majority vote of the elected members shall be required for the election of each such officer.

Sec. 3. Recall of Officers. Any officer of the Legislature may be recalled upon a two-thirds majority vote of the members elected to the Legislature, and the vacancy thus created shall be filled by a majority vote of the members.

Sec. 4. Oath of Officers. Each permanent officer shall take an oath to support the constitution of the United States, and the constitution of the State of Nebraska, and to discharge faithfully the duties of his office according to the best of his ability.

Sec. 5. Duties of Officers, General. In general the duties of the officers of the Legislature shall be those usual to such officers.

Sec. 6. Speaker, Duties. Rule 2.

Speaker is member of Reference Committee. Rule 14, Sec. 1.

Speaker is member of the Executive Board of the Legislative Council. See 50-401.01, R.R.S. 1943.

Sec. 7. Clerk of the Legislature, Duties.

(a) The Clerk of the Legislature shall keep a brief but accurate daily journal of the proceedings of the Legislature. Const. Art. III, Sec. 11.

Daily Journal. Rule 8.

(b) The Clerk of the Legislature shall have authority to select and employ suitable persons for all of the positions which may be determined upon as necessary by the Legislature, and shall have complete supervision and assignment of all employees, including the right to discharge any one or more of them. All employees shall be selected without reference to party affiliation and shall be chosen upon the basis of merit, the compensation to be fixed by the Legislature.

(c) The Clerk of the Legislature shall print no paper or document, except bills and the daily journal, unless authorized by a majority vote of the elected members of the Legislature.

(d) The Clerk of the Legislature shall make a detailed and itemized report to the Legislature each month, concerning the number of employees, and the amount paid for their services, especially setting out the amount of regular time and overtime, and to whom paid.

(e) The Clerk of the Legislature shall have general charge, except as may be provided by law or by rule, of such parts of the Capitol and its passages as are or may be set apart for the use of the Legislature and its officers and employees.

Sec. 8. Assistant Clerk, Duties. The Assistant Clerk, appointed by the Clerk of the Legislature, and approved by the Legislature, shall, in the absence of the Clerk, be authorized to exercise all of the duties herein prescribed for the Clerk of the Legislature, including the signing of those papers which may require the signature of the Clerk of the Legislature.

Sec. 9. Sergeant-at-arms, Duties. The Sergeant-at-arms shall attend the Legislature during its sittings, to execute the commands of the Legislature from time to time, together with all such processes issued by authority thereof as shall be directed to him by the presiding officer, and shall enforce strictly the rules as they relate to privileges of the legislative chamber.

Sec. 10. Assistant Sergeant-at-arms, Duties. The Assistant Sergeant-at-arms, appointed by the Clerk of the Legislature, and approved by the Legislature, shall assist the Sergeant-at-arms and in the absence of the latter, shall perform all of the duties herein prescribed for the Sergeant-at-arms.

Sec. 11. Postmaster, Duties. The Postmaster shall superintend the post office kept in the Capitol for the accommodation of the members, and shall be responsible for the prompt and safe delivery of their mail.

Sec. 12. Chaplain, Duties. The Chaplain shall attend and shall open with prayer each day's sitting of the Legislature.

RULE 4

Members: Attendance, Decorum and Debate

Sec. 1. Presence of Members Required. Every member shall be present within the legislative chamber during the sittings of the Legislature and shall attend the regular meetings of the standing committees of which he is a member, unless excused or necessarily prevented.

Sec. 2. Presence of Member May Be Compelled. The presence of any member may be compelled, if necessary, by sending the Sergeant-at-arms, or such other person or persons as the membership present may authorize, at the expense of such absent member, unless such excuse for non-attendance is made as the Legislature may judge sufficient; and in that case the expense shall be paid out of the contingent fund.

Call of the Legislature. Rule 9, Sec. 8.

Sec. 3. Absence of Member May Be Explained. Upon the completion of the roll call on the final passage of a bill, any member may explain the absence of any other member, and if requested in writing by the absent member to do so, may state how he would have voted if present, and such statement, if submitted to the Clerk in writing, and containing not more than thirty words, shall be entered in the daily journal.

Sec. 4. Expulsion of Members. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense. Const. Art. III, Sec. 10.

Sec. 5. Decorum: Members May Speak Only When Recognized by President. When a member desires to speak in debate or to deliver any matter to the Legislature, he shall rise from his seat and respectfully address himself to "Mr. President." A member shall speak only when recognized and shall confine himself to the question before the Legislature.

Sec. 6. Decorum: Abusive Language and Interruptions Prohibited. No member shall speak to another who has the floor, except when he may yield to a question, or otherwise interrupt the business of the Legislature. No member shall rise to a question of privilege for the introduction of guests while a member is speaking. No member shall use profane or abusive language when speaking to or about another member.

Sec. 7. Decorum: During Final Reading. Members shall remain in their seats during the final reading of a bill and until the vote thereon has been announced, except when excused by the President.

Sec. 8. Transgression of Rules: Call to Order. If any member, in speaking or otherwise, transgress the rules of the Legislature, the presiding officer shall, or any member may, call him to order, in which case he shall immediately sit down, unless permitted on motion of another member to explain, and the Legislature shall, if appealed to, decide the case without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed, but not otherwise; and if the case requires it, he shall be liable to censure or such punishment as the Legislature may deem proper.

Sec. 9. Call to Order: Words Excepted to Must Be Indicated. If a member is called to order for words spoken in debate, the member calling him to order shall indicate the words excepted to, and they shall be taken down in writing at the Clerk's desk and read aloud to the Legislature; but he shall not be held to answer, nor be subject to the censure of the Legislature therefor, if further debate or other business shall have intervened.

Sec. 10. Debate: Limitations, Proponent May Close. No member shall speak more than twice, nor for more than ten minutes on each occasion, upon any one question in debate during the same legislative day, without leave of the Legislature, except in explanation, unless he be the mover, proposer or introducer of the matter pending, in which case he shall be permitted to speak in reply, but not until every other member choosing to speak shall have spoken.

For right of proponent to close debate when previous question ordered, see Rule 10, Sec. 11.

Sec. 11. Explanation of Vote Permitted. A member shall be permitted to explain his vote on roll call upon any question, but such explanation shall be limited to fifty words, and shall not be entered in the daily journal unless the same be submitted to the Clerk in writing.

Sec. 12. Debate: Permanent Record. A verbatim record of all debate and questions on all bills and resolutions, and amendments offered thereto, shall be made, transcribed and preserved, under the direction of the Clerk.

RULE 5

Committees

Sec. 1. Committee on Committees. At the commencement of each session, the Legislature shall elect a Committee on Committees to consist of thirteen members, one at large, who shall be chairman, and three from each congressional district to be nominated by the members residing therein.

Chairman is member of Reference Committee for bills and resolutions. Rule 14, Sec. 1.

Committee on Committees is reference committee on nominations by Governor. Rule 14, Sec. 2.

Sec. 2. Committee on Committees Shall Recommend Standing Committees, Designate Chairmen. The Committee on Committees, by a majority vote of all of its members, shall recommend to the Legislature for its approval and adoption the following standing committees, each with the number of members as hereinafter set forth, one of whom shall be designated by the Committee on Committees as chairman thereof:

Agriculture, including conservation, fish and game, livestock and grazing	9 members
Banking, Commerce and Insurance	9 members
Budget, including finance, ways and means, and state institutions	9 members
Education, including university and normal schools and libraries, and school lands and funds	9 members
Enrollment and Review, including arrangement, phraseology and correlation	1 member
Government and Military Affairs, including state, county and municipal governments, elections and apportionment	9 members
Intergovernmental Cooperation	5 members
Judiciary	9 members
Labor and Public Welfare, including social security and child labor	9 members
Miscellaneous Appropriations and Claims	7 members
Public Health and Miscellaneous Subjects	7 members
Public Works	9 members
Revenue, including taxation, salaries, licenses and fees	9 members
Rules, including procedure and order of business	5 members

Sec. 3. Committee on Committees Shall Select Other Committees. The Committee on Committees shall select, aside from the standing committees of the Legislature, all other committees, except where otherwise ordered by the Legislature. No investigating committee of the Legislature shall be created except by resolution which shall set forth, with supporting statements, the reasons for and purposes of the investigation, and no committee thus established shall function except during the interim between legislative sessions.

Sec. 4. Committee on Committees Shall Arrange and Publish Schedules of Standing Committee Hearings. The Committee on Committees shall arrange and publish a schedule of regular standing committee meetings, in such manner as to avoid, as far as possible, conflicts in the assignment of members to such committees, and shall cause a copy of such schedule to be posted in some conspicuous place in the Capitol near the legislative chamber.

Sec. 5. Enrollment and Review, Privileged Committee. The Chairman of Enrollment and Review shall be privileged, and shall be in order at any time in reporting bills which have been engrossed for final reading and passage. In the absence of the Chairman the Vice-Chairman of the Judiciary Committee shall assume the duties of the Chairman of Enrollment and Review. The bill drafting service shall have supervision of and provide legal services for the Enrollment and Review Committee.

Sec. 6. Enrollment and Review, Authority to Make Corrections. The Chairman of Enrollment and Review shall have authority, without being required to include the same specifically in his reports and recommendations to the Legislature, in accord with accepted usage:

a. To correct the spelling of words, to correct erroneous division and hyphenation of words, to capitalize or decapitalize words, and to change numbers from words to figures or from figures to words, in new and independent acts, in the new matter of amendatory acts, in standing committee reports, and in general file, select file and specific amendments.

b. To underscore or remove underscoring, as the case requires, in standing committee reports and in general file, select file and specific amendments.

Chairman of Enrollment and Review to give preference to bills readvanced from general file after having been recommitted from select file. Rule 12, Sec. 8-d.

Sec. 7. Committee on Salaries and Claims; Filing, Limitation. No claim shall be considered by the Salaries and Claims Committee unless filed and considered by the Sundry Claims Board within or before the first twenty legislative days of the session, unless otherwise ordered by the Legislature.

Sec. 8. Claims Previously Rejected. The Claims Committee shall not consider any claims heretofore filed with and rejected by the Legislature at two or more previous sessions.

Sec. 9. Committee on Order and Arrangement: Members, Duties. The Committee on Order and Arrangement shall consist of the chairmen of the committees before whom regularly referred bills and resolutions have public hearings, the Chairman of the Committee on Enrollment and Review and the Chairman of the Committee on Committees. The Chairman of the Committee on Committees shall be the chairman of said committee. It shall be the duty of this committee beginning the twenty-first legislative day to report to the Legislature the order in which bills and resolutions shall be considered on general file. The order so reported shall become effective only upon approval of the Legislature. The committee shall meet subject to call by the Chairman.

Reference Committees:
For bills and resolutions. Rule 14, Sec. 1.
For nominations by Governor. Rule 14, Sec. 2.
For amendment of rules. Rule 17.

RULE 6

Committee Hearings and Reports, Officers

Sec. 1. Vice Chairmen. Each standing committee shall elect from its membership a vice chairman to serve in the absence of the chairman.

Chairmen designated by Committee on Committees. Rule 5, Sec. 2.

Enrollment and Review Vice-Chairman is Vice-Chairman of Judiciary. Rule 5, Sec. 5.

Sec. 2. Committee Hearings, Time. Standing committees shall meet at 2:00 p. m., unless otherwise ordered by the Legislature.

Sec. 3. Committee Hearings, Notice. Before taking final action on a bill or resolution, a committee shall hold a public hearing thereon and shall give at least five calendar days' notice, by publication in the Legislative Journal, of the date and time of said hearing. Committee chairmen shall make rules concerning length of public hearings but no rebuttal shall be for more than ten minutes.

Sec. 4. Committees May Combine and Correlate Bills, Adopt Amendments. Standing Committees shall be authorized to combine and to correlate the provisions of different bills referred to them and related to the same subject under the number of one of the correlated bills, and may, before taking final action on any bill, adopt amendments thereto, for the consideration of the Legislature.

Sec. 5. Record of Committee Proceedings. Each standing committee shall keep a record of its proceedings. Any two members of the committee may demand a roll call upon the reporting of any bill, or upon amendments thereto. The vote so taken shall be made a part of the committee report, and shall be entered in the daily journal.

Sec. 6. Committees Shall Report Promptly. Standing committees shall consider and report without unnecessary delay all bills and resolutions referred to them.

Sec. 7. Legislature May Request Committee Report. Except for the general appropriation bills necessary for the support of the state government for the biennium, the Legislature may, by vote of a majority of the elected members, request a report from any standing committee at any time after said committee shall have been in possession of a bill or resolution for twenty legislative days.

Sec. 8. Committee Reports Must Recommend Bills for General File or Indefinite Postponement: Majority Vote of Members at Regular Meeting Required. In reporting bills to the Legislature, whether with or without amendments, a standing committee shall, by vote of a majority of its members, recommend (a) that the bill be placed on general file for the consideration of the Legislature, or (b) that the bill be indefinitely postponed. Such action shall be taken at regularly scheduled committee meetings only.

Sec. 9. Effect of Committee Report to Postpone Indefinitely. If the standing committee report on a bill be to postpone indefinitely, the bill shall stand indefinitely postponed; Provided, that such bill may be placed on general file or referred back to the standing committee by a majority vote of all the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of all elected members upon motion made more than three legislative days after such committee report. Not more than one bill shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other bill or subject matter.

Sec. 10. Committee Reports, Statements and Amend ments: Minority Report. Each standing committee shall, when reporting a bill, submit therewith a brief statement of the main purpose of the bill, and, if recommended to general file, a copy of all amendments recommended by the committee. Such statement shall give the committee's reason for so reporting, and the minority view, if such there be, shall also be given. Copies of such statements and amendments shall be furnished to the members.

Sec. 11. Executive Sessions. Members and reporters of regularly accredited newspapers, press associations, and radio and television stations shall be admitted to executive sessions of the standing committees, and such reporters and the members of such committees shall respect as confidential the discussions and voting of the other members of any standing committee.

RULE 7

Order of Business

Sec. 1. Hour of Meeting and Adjournment. The Legislature shall meet each legislative day at 9:00 a. m., and adjourn not later than 1:00 p. m., unless otherwise ordered by a majority vote of its members present and voting thereon.

Sec. 2. Order of Business. The order of business of the Legislature shall be as follows:

a. Prayer by the Chaplain
b. Roll call
c. Call for correction of the journal
d. Petitions and memorials
e. Notice of committee hearings
f. Reports of standing committees
g. Reports of select committees
h. Resolutions
i. Introduction of bills
j. Bills on first reading by title
k. Reference of bills to committees on a day subsequent to first reading
l. Bills on final reading
m. Consideration of bills on select file
n. Unfinished business, including messages on the President's desk.
o. Special order of the day
p. Consideration of bills on general file
q. Miscellaneous business

Sec. 3. Messages From the Governor, Preference. Messages from the Governor may be received at any stage of the proceedings, except when a question is being put, the yeas and nays are being called for, the ballots are being counted, or a question of order or a motion to adjourn is pending.

Sec. 4. Special Order of the Day, Effect of Adjournment. When a bill shall have been made a special order for a definite time and an adjournment shall intervene for a time beyond the time fixed for such special order, then in that event the bill so made a special order shall be placed in its order on general file.

Sec. 5. Unfinished Business, Effect of Adjournment. The unfinished business in which the Legislature was engaged at the adjournment of the last preceding sitting shall have preference in the special order of the day.

Sec. 6. Legislative Days. Each day except Saturday and Sunday shall be considered a legislative day, unless otherwise specifically ordered by the Legislature, by a majority of the members present and voting thereon.

RULE 8

Daily Journal

Sec. 1. Journal Prepared by Clerk, Furnished to Members; Corrections. A daily journal of the proceedings of the Legislature, as prepared by the Clerk, shall be printed and placed each day upon the desks of the members; and the presiding officer shall call in the regular order of business for corrections thereof. After corrections, if any, are made, the journal shall stand approved without motion.

Sec. 2. Journal Entries. The Clerk shall enter in the daily journal messages of the Governor in full; titles of bills; every vote, including the yeas and nays, and a brief statement of the contents of each resolution, petition, and memorial or other paper presented for the consideration of the Legislature.

Constitutional amendments printed in journal. Const. Art. XVI, Sec. 1.

Sec. 3. Title, Parts of Bills Entered in Journal. In addition to the title, only such parts of a bill as shall be affected by proposed amendments shall be entered in the daily journal.

Sec. 4. Amendments Offered, But Not Adopted, Not Entered: Exception. In the consideration of bills on general or select file, amendments offered but not adopted shall not be entered in the journal except where a record vote is demanded.

Sec. 5. Hour of Adjournment Entered. The hour at which the Legislature adjourns shall be entered in the daily journal.

Sec. 6. Additional Copies for Members. Additional copies of the daily journal, to be mailed at his direction, shall be supplied for the use of each member, in such manner as shall be provided by the Legislature.

Sec. 7. Bound Journal, How Printed. The bound journal of the session shall be printed from the corrected daily journal.

Journal, cross references:

Yeas and nays entered in journal at request of any member. Const. Art. III, Sec. 11.

Yeas and nays on final passage of bill shall be published in the journal. Const. Art. III, Sec. 13.

Explanation of absence and statement of how absent member would have voted. Rule 4, Sec. 3.

Explanation of vote. Rule 4, Sec. 11.

Committee reports. Rule 6, Sec. 5.

Only totals of machine vote entered. Rule 9, Sec. 3.

Notice of committee hearings must be published. Rule 6, Sec. 3.

RULE 9

Manner and Record of Voting

Sec. 1. Votes Taken Viva Voce: Form of Question. All votes shall be taken viva voce. Questions shall be distinctly put in this form, to wit: "Those who are in favor of the question say 'aye'; those who are opposed to the question say 'no' ".

Sec. 2. Yea and Nay Vote Required on Final Passage of Bill: Applies to Resolution, When. Upon the final passage of a bill, or of a resolution if the same requires the same consideration as a bill, the vote shall be by yeas and nays, and this rule shall not be suspended.

Sec. 3. Machine Vote, When. If a machine vote is called for, or if the presiding officer is in doubt, he shall cause the result to be obtained by means of the electric roll call system; and only the totals shall be printed in journal.

Sec. 4. Record Vote, Member May Demand. Any member may call for a record vote upon any question (Const. Art. III, Sec. 11), and upon declaration of the yeas and nays by the members, the record thereof shall be made and taken upon the electric roll call system, unless the Legislature by a majority vote decides that a roll call shall be taken.

Sec. 5. For Yeas and Nays and Call of House. Vote on Electric System: Limitation on Time to Vote. In taking the yeas and nays and upon call of the Legislature, the members shall register their vote upon the electric roll call system. When the yeas and nays are taken upon any question in the manner heretofore indicated, no member shall be permitted to vote after the decision is announced from the chair.

Sec. 6. When More Than Majority Vote Necessary, Electric System Used. In all instances where the vote, necessary to adopt a motion or other proposition, is other than that of a majority voting upon the question, the presiding officer shall, unless the Legislature by unanimous vote decides otherwise, cause the result thereof to be obtained be means of the electric roll call system. In such case, no member shall be permitted to vote after the yeas have been announced by the Clerk. Votes not registered on the electric roll call system or given to the Clerk by voice shall not be counted for or against a proposition.

Sec. 7. Member May Demand Verification of Vote. Any member may demand verification of the vote on roll call; Provided, that on the final passage of bills verification shall always be made.

Sec. 8. Call of the Legislature. A call of the Legislature must be seconded by at least five members. Thereupon, and upon call of the presiding officer, each member present shall indicate his presence upon the electric roll call system and shall remain in his seat during the call. The Clerk shall note the names of the absentees. Proceedings under the call may be suspended at any time by a majority vote of the members present, and when so suspended shall not again be ordered on the proposition pending, except by a majority vote of the members present and voting thereon. When the Legislature has been under call for fifteen minutes, and if all absentees were to vote on one side of the question, and if their combined vote would be insufficient to change the result of the vote, the President shall declare the call raised.

Voting, cross references:

Lieutenant Governor votes only when Legislature equally divided. Rule 2, Sec. 10.

Explanation of vote. Rule 4, Sec. 11.

RULE 10

Motions and Their Precedence

Sec. 1. Statement of Motions. When a motion has been made and seconded, the presiding officer shall state it, or being in writing, shall cause it to be read aloud by the Clerk before being debated.

Sec. 2. Motions Must be Written, When. Every motion shall be reduced to writing if the presiding officer or any member desires it.

Sec. 3. Withdrawal or Modification of Motions. After a motion has been stated by the presiding officer, or read by the Clerk, it shall be deemed in possession of the Legislature, but may be withdrawn or modified by the mover at any time before a decision, amendment, or ordering of the yeas and nays, except a motion to reconsider, which shall not be withdrawn without leave.

Sec. 4. Motions Received When Questions Under Debate: Precedence. When a question is under debate no motion shall be received but:

a. To adjourn.
b. To lay on the table.
c. For the previous question.
d. To postpone to a certain time.
e. To commit.
f. To amend.
g. To postpone indefinitely.

Such motions shall have precedence in the order in which they are arranged; except that motions to postpone indefinitely and amend do not yield to each other. No motion to postpone to a certain time, to commit or to postpone indefinitely being decided, shall again be allowed on the same day at the same stage of the bill or proposition.

Sec. 5. Motion to Strike Enacting Clause; Effect, Precedence. A motion to strike the enacting clause of a bill, if carried, is equivalent to rejection of the bill. Such motion shall not have precedence over a motion to amend nor over a motion to postpone indefinitely.

Sec. 6. Motion to Adjourn, Adjourn to Time Certain, to Recess: Precedence. A motion to adjourn, or a motion to fix the day to which the Legislature shall adjourn shall always be in order, except:

a. While a member is speaking.
b. When a motion to adjourn has just been defeated.
c. When a motion to fix the day to which the Legislature shall adjourn has just been defeated.
d. After the final reading of a bill and during roll call thereon.

Provided, however, that a motion to adjourn to a time certain shall have precedence over a motion to adjourn; and provided further, that a motion to recess shall take precedence over either of such motions.

Sec. 7. Motion to Adjourn Pending Motion to Suspend Rules. Pending a motion to suspend the rules, the presiding officer may entertain one motion to adjourn, but after the result thereon is announced he shall entertain no other motion until the vote has been taken on suspension.

Sec. 8. The Previous Question, Form. The previous question shall be in this form, "Shall the debate now close?"

Sec. 9. The Previous Question: Seconds Required, Vote Necessary, Effect. The previous question shall be in order when demanded by five or more members and must be sustained by the vote of a majority of the elected members, and until decided shall, except as provided in Section 11 of this rule, preclude further debate and all amendments and motions, except one motion to adjourn and one motion to lay on the table.

Sec. 10. Previous Question Undebatable. On a previous question there shall be no debate. All incidental questions of order, arising after a motion is made for a previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

Sec. 11. Previous Question Ordered: Proponent to Close Debate. When the previous question shall have been ordered on a proposition under debate, the mover, proponent or introducer of such proposition shall be given the right to close the debate thereon.

Sec. 12. Questions of Privilege, What Are. Questions of privilege shall be, first, those affecting the rights of the Legislature collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation, and conduct of members, individually, in their representative capacity only; and shall have precedence over all other questions, except motions to adjourn.

Question of privilege is not in order for introduction of guests while member speaking. Rule 4, Sec. 6.

Sec. 13. Reconsideration: Who May Move, Time for Motion. When a question has been decided, it shall be in order for any member voting with the prevailing side, or not voting, to move a reconsideration thereof. A motion to reconsider must be made on the same day the original question was decided or on the next legislative day, except when it be to reconsider the vote on a bill which lacked the constitutional majority on a final reading. In such case, it must be made on the same day the original question was decided or on one of the next three legislative days. If the Legislature shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unanimous consent.

Motion to reconsider cannot be withdrawn without leave. Rule 10, Sec. 3.

Sec. 14. Reconsideration, Precedence. Every motion to reconsider shall take precedence over all other questions, except a motion to adjourn.

Sec. 15. Reconsideration, Vote Necessary. For its adoption, a motion to reconsider shall require the vote of a majority of the elected members, except:

a. Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a final reading, then a three-fifths vote shall be required for adoption.

b. Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a final reading with the emergency clause attached, but which received the constitutional majority with the emergency clause stricken and the purpose of the motion is to again add the emergency clause, then a two-thirds vote of the elected members shall be required for adoption.

Sec. 16. Amendments in Order. When a motion or other proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order.

Sec. 17. Amendment to Title of Bills. Amendments to the title shall not be in order during the consideration of a bill or resolution on general or select file until the bill or resolution shall have been considered in full.

Sec. 18. Amendment Laid on Table Does Not Carry Principle Measure. When an amendment proposed to any pending measure is laid on the table, it shall not carry with it or prejudice such measure.

Sec. 19. Amendments, Preference in Consideration. When the Legislature is considering bills on either general or select file, after giving consideration to standing committee amendments, it shall give preference to such amendments as may have been on file with the Clerk, with copies on the members' desks for one legislative day in advance, and then to such other amendments as have been deposited with the Clerk, in the order in which they were received by him. Questions of privilege shall not be used to permit any discussion or debate pertaining to any measure pending before the Legislature.

Sec. 20. Amendments, Must Be Germane. No motion, proposition or subject, different from that under consideration, shall be admitted under color of amendment.

Sec. 21. Division of a Question, When. Any member may call for the division of a question, which shall be divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Legislature. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out, being lost, shall not preclude an amendment or a motion to strike out or insert.

RULE 11

Bills—General Provisions

Sec. 1. Introduction. Upon call for the introduction of bills, any member or any standing committee to which bills are referred for consideration may introduce one or more bills. No bill shall be introduced unless it has been approved as to form and draftsmanship by the legislative bill drafter. Except with unanimous consent or a vote of a majority of the elected members, no bill shall be introduced which bears the names of more than three members. The name of the introducer shall be followed by the number of his legislative district.

Sec. 2. Introducer Must Be Willing to Support. Members shall introduce only such bills as they are willing to endorse and support personally.

Sec. 3. Time for Introduction, Limitation. No bill shall be introduced after the twentieth legislative day, except upon recommendation of the Governor, or by a standing committee upon the vote of a majority of its members and upon the vote of three-fifths of the elected members of the Legislature.

Sec. 4. Bills, How Designated. A bill shall be designated as Legislative Bill ——.

Sec. 5. Bill Must Contain Only One Subject: Amendment of Laws. No bill shall contain more than one subject, and the same shall be clearly expressed in the title. And no law shall be amended unless the new act contains the section or sections as amended, and the section or sections so amended shall be repealed. Const. Art. III, Sec. 14.

Sec. 6. Amendatory Bill, How Printed. An amendatory bill shall be so prepared and printed as to show the new matter proposed, old matter to be retained, and old matter to be omitted from the statutes.

Sec. 7. Bills Must Be Engrossed Before Final Reading. All bills, before being advanced to final reading and passage, shall be engrossed by typewriter, and if amended, shall be reprinted in the manner prescribed in the preceding section, and copies thereof shall be supplied for the use of members.

Sec. 8. Bills Must Receive Two Readings Before Passage. Every bill and resolution shall be read by title when introduced, and a printed copy thereof provided for the use of each member, and the bill and all amendments thereto shall be printed and read at large before the vote is taken upon its final passage. Const. Art. III, Sec. 14.

Sec. 9. Vote Required to Expend Money or Change Compensation. It shall require the vote of a majority of the members elected to expend money by the Legislature or to change the compensation of any officer or employee.

Sec. 10. Withdrawal of Bills. No bill, having been introduced, may be withdrawn except upon motion of the first introducer with the consent of his co-introducers. Such motion, when made, shall not be considered prior to the next succeeding legislative day, and, for its adoption, shall require the affirmative vote of a majority of those voting upon the question.

RULE 12

Bills—Stages in Consideration

Sec. 1. Introduction and First Reading.

Introduction. Rule 11, Secs. 1, 2.
Time for introduction. Rule 11, Sec. 3.
First reading. Rule 11, Sec. 8.

Sec. 2. Reference to Standing or Select Committee.

Reference committee. Rule 14, Sec. 1.
Readings. Rule 11, Sec. 8.

Sec. 3. Consideration by Standing or Select Committee, Together With Desired Committee Hearings.

Committee hearings. Rule 6, Secs. 2-5.

Sec. 4. Report by Standing or Select Committee and Reference to General File.

Committee reports. Rule 6, Secs. 6-10.

Effect of committee report to postpone indefinitely. Rule 6, Sec. 9.

Sec. 5. General File: Reading, Consideration and General Debate by the Legislature.

a. Each section shall be open to amendment as read, and the amendments, if any, recommended by the standing committee, shall first be considered for adoption or rejection, after which other amendments may be offered.

Amendments. Rule 10, Secs. 16-20.

b. Bills shall be listed and considered on general file in the order in which they shall be reported from the standing committees, except as modified by the Committee on Order and Arrangement; and no change shall be made in such order, except by a majority vote of the elected members.

c. The general appropriation bills, necessary for the support of the state government for the biennium, shall take precedence over all other bills on general file.

d. At any time during consideration of bills on either general or select file, any member may move that the bill be passed over, and if the motion is carried by a majority of those voting, the bill shall be passed over and shall retain its place on the file. This motion shall have the same precedence as to lay on the table.

e. In the event a motion to indefinitely postpone a bill is made before the bill is read on General File, such motion shall require the affirmative vote of a majority of the elected members.

Sec. 6. Reference to Enrollment and Review. Advancement to Enrollment and Review for recommendations relative to arrangement, phraseology and correlation, unless indefinitely postponed or recommitted to a standing committee. Advancement to Enrollment and Review from General File for such purpose shall require a majority of those voting, but there must be a minimum of fifteen affirmative votes.

Sec. 7. Report by Chairman of Enrollment and Review and Reference to Select File.

Enrollment and Review report. Rule 5, Sec. 6.

Sec. 8. Select File. Consideration by the Legislature, in review on select file, wherein any of the following motions shall be in order:

a. A motion to approve or reject any or all of the changes recommended by the Chairman of Enrollment and Review.

b. A motion to adopt a unanimous consent amendment, to which no objection shall be offered.

c. A motion to recommit to the proper standing committee.

d. A motion to recommit to general file for one or more specific amendments. If such a motion is adopted, the bill shall be transferred forthwith to the head of the general file where consideration of the specific amendment shall be the first order of business on that file. After disposition of the amendment, the bill may be readvanced to Enrollment and Review for review, amended further, indefinitely postponed, or recommitted to the proper standing committee. If the bill is readvanced, it shall be given prior consideration by the Chairman of Enrollment and Review and returned to the select file as soon as possible and placed at the head of that file; Provided, if the bill is not amended, indefinitely postponed, or recommitted, it may be advanced to Enrollment and Review for engrossment.

Effect of passing over bill. Rule 12, Sec. 5d.

e. A motion to postpone indefinitely.

f. Motions made pursuant to subsections c, d and e hereof may be adopted only upon the affirmative vote of a majority of the elected members.

No bill shall be considered initially on select file until three legislative days after its advancement from general file to Enrollment and Review; Provided, that the amendments so recommended shall not be read by the Clerk except upon the request of a member of the Legislature.

Notwithstanding any other provision contained in this section, if the Enrollment and Review Committee returns a bill to select file from engrossment, then only the specific enrollment and review amendments may be considered.

Sec. 9. Advancement to Enrollment and Review for Engrossment, Unless Recommitted to a Standing Committee or Indefinitely Postponed.

Sec. 10. Report by Chairman of Enrollment and Review and Reference to Final Reading File, or to Select File for Specific Amendment.

Bills must be engrossed before advancement to final reading. Rule 11, Sec. 7.

Sec. 11. Conditions Precedent to Placing Bill on Final Reading. No bill shall be placed upon final reading and passage until:

a. Five legislative days after the initial reference to Enrollment and Review.

b. Two legislative days after its reference to final reading file.

c. Printed copies of the bill in its final form, as amended, shall have been available to members and on their desks for at least one legislative day. Const. Art. III, Sec. 14.

Sec. 12. Final Reading. Consideration on final reading and passage when the bill shall be read at large with all amendments thereto before the vote is taken (Const. Art. III, Sec. 14); Provided, that at any time before the roll call shall have begun on final reading of the bill, it shall be in order to move:

a. To recommit the bill to Enrollment and Review to correct an error and for re-engrossment.

b. To recommit the bill to the proper standing committee, with or without instructions.

c. To recommit the bill to select file for specific amendment, which amendment may be adopted by a vote of a majority of the elected members; Provided, however, if the proposed amendment be to add the emergency clause, it may only be adopted by a vote of two-thirds of the elected members.

Members must be in their seats during final reading. Rule 4, Sec. 7.

Sec. 13. Question After Final Reading: Emergency Clause. The question after the final reading of a bill shall be: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'" If the emergency clause is contained in the bill, the words "with the emergency clause attached" shall be added to the question.

Sec. 14. Emergency Clause: Failure to Receive Constitutional Majority; Effect; Question. When a bill containing the emergency clause does not receive the required two-thirds constitutional majority on final reading, then the emergency clause shall be considered stricken, and the bill without the emergency clause shall be pending on final reading, and the question then shall be, "Shall the bill pass with the emergency clause stricken?" Const. Art. III, Sec. 27.

Sec. 15. Governor's Veto, Consideration. Upon the day of receipt of a message from the Governor announcing his veto of a bill, or on either of the next five legislative days, any member may move that the bill so vetoed be taken up for passage. Whereupon, the question shall be, "Shall the bill pass, notwithstanding the objection of the Governor?"

Three-fifths vote of the elected members required to pass bill over Governor's veto. Const. Art. IV, Sec. 15.

The Governor may disapprove any item or items of appropriation contained in bills passed by the Legislature, and the item or items so disapproved shall be stricken therefrom, unless repassed in the manner prescribed in case of disapproval of bills. Const. Art. IV, Sec. 15.

RULE 13

Petitions and Memorials

Sec. 1. Petitions, Memorials and Other Papers Referred to Committees. Every petition, memorial, or other paper shall be referred to the proper committee without putting a question for that purpose, unless the reference be objected to by a member at the time such petition, memorial or other paper is presented, in which case the Legislature shall decide the question of reference.

Sec. 2. Introducer May Make Statement. Before any petition or memorial addressed to the Legislature is received and read at the table, whether the same be presented by the presiding officer or a member, a brief statement of the contents of the petition or memorial may be verbally made by the introducer.

Sec. 3. Communications, When Read. No communications or letters shall be read by the Clerk of the Legislature unless such communications or letters are addressed to the presiding officer or Clerk of the Legislature.

RULE 14

Questions and Reference

Sec. 1. Reference Committee for Bills and Resolutions, Who Constitutes. The Lieutenant Governor, the Speaker, and the Chairman of the Committee on Committees shall constitute the Reference Committee for the assignment of bills and resolutions to the various standing committees.

Sec. 2. Nominations by Governor Referred to Committee on Committees. All nominations made to the Legislature by the Governor, requiring confirmation by the Legislature, shall be referred to the Committee on Committees, and the same procedure shall be followed as governs the handling of other matters before standing committees, unless the Legislature shall otherwise direct by unanimous vote.

Sec. 3. Members May Object to Reference. Any member may object to the reference of any bill or other proposition, and correction in case of error in reference may be made by the Legislature on any legislative day, immediately following corrections of the daily journal, by unanimous consent, or by the vote of a majority of the elected members.

Sec. 4. Motions for Reference: Preference. When motions are made for reference of the same subject to a select committee and to a standing committee, the question on reference to the standing committee shall be put first.

Proposed amendments to rules referred to Rules Committee. Rule 17.

Sec. 5. Statement of Purpose by Introducer. Immediately upon the referral of any bill to a standing committee, the first introducer of the bill shall prepare and submit to the committee a statement in writing setting forth the reason for the bill and the purposes sought to be accomplished thereby. Such statement shall be incorporated into the committee records. No bill shall be reported to General File by a committee unless such a statement has been submitted by the introducer of the bill.

RULE 15

Resolutions

Sec. 1. Resolutions: How Designated. A resolution shall be designated as Legislative Resolution ——.

Sec. 2. Resolutions Proposing Constitutional Amendments, Granting Money, or Requiring Governor's Approval:

Consideration and Adoption. Resolutions which propose amendments to the state constitution, propose the ratification of amendments to the federal constitution, provide for the grant of money out of the contingent or any other fund, or require the approval of the Governor, shall be considered and adopted in the same manner as bills. Const. Art. III, Secs. 13, 14; Art. XVI, Sec. 1.

No resolution shall be introduced bearing the names of more than three members, but the names of additional introducers may be added by consent of the Legislature.

Sec. 3. Resolutions Proposing Legislative Council Studies Reference. Resolutions which propose that studies be made by the Legislative Council shall be first referred to the Executive Board of the Legislative Council, this Board to submit a report with each resolution recommending that the proposed study be made or rejected.

Sec. 4. Resolutions Laid Over One Legislative Day. All other resolutions, except by the unanimous consent of the members present and voting, shall lie over for consideration until the next legislative day.

Sec. 5. Resolutions; Reference to Committee; Vote Necessary for Adoption. When called for consideration on the next legislative day after its introduction, any such resolution shall be referred to the proper standing committee, if as many as five members object to its consideration at that time. The vote of a majority of the elected members shall be required for the adoption of any such resolution.

RULE 16

Privileges of the Floor

No person shall be admitted to the floor of the Legislature except the following:

Members of the Legislature, officers and employees, including the bill drafter and employees of the Legislative Council

State officers, their deputies and clerks
Judges of the Supreme Court
Judges of the District Courts
Senators and Representatives in Congress
Reporters of regularly accredited newspapers and broadcasting stations
And such other persons as the Legislature may deem proper to admit; however, under no circumstances shall other persons be permitted to be seated beside members while the Legislature is considering bills on final reading.

No person, other than those hereinbefore excepted, shall be admitted to the members' cloak room or post office, unless accompanied by a member.

Any representative of a newspaper, press association, or radio or television station assigned to cover the Legislature, who flagrantly or persistently violates the ethics of news reporting by assuming the facts without regard for accuracy may be denied the privilege of the Senate Chamber on a majority vote of the members elected to the Legislature. Such action shall be brought by the Rules Committee and no action may be brought until after a full hearing has been held on the charges.

No printed or written material of any nature may be placed on the desks of the members or distributed to them in the Legislative Chamber, unless such material clearly indicates on its face the party or parties responsible for its distribution. The distribution must be approved by at least one member of the Legislature.

RULE 17

Suspension and Amendment of Rules

These rules may be suspended by a two-thirds majority vote of the elected members, and may be amended by a three-fifths majority vote of the members elected; Provided, any proposed amendment must first be referred to the Committee on Rules for consideration and report.

LEGISLATIVE JOURNAL

SEVENTY-SECOND SESSION

FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 3, 1961

Pursuant to the provisions of Section 10, Article III of the Constitution of Nebraska, the Seventy-second Session of the Legislature of Nebraska assembled in Legislative Hall of the Capitol Building at the hour of 12:00 o'clock (noon) on Tuesday, January 3, 1961, and was called to order by Mr. Dwight W. Burney, Lieutenant Governor.

Prayer was offered by Mr. John Adams, Sr., member of the Legislature from the 5th Legislative District.

The roll was called and the following members were present:

Adams, John, Sr.
Adamson, Elvin
Bowen, Kenneth L.
Brandt, William B.
Bridenbaugh, Hal
Burbach, J. W.
Claussen, Peter H.
Craft, Cecil
Diers, H. K.
Erlewine, Dale
Fleming, George H.
Forrester, M. M.
Gerdes, George C.
Gerhart, H. L.
Hasebroock, W. H.
Jensen, Hans O.
Kjar, Albert A.
Klaver, Sam
Knight, George A.
Lautenschlager, Marvin
Marvel, Richard D.
McCosh, Theodore H.
McHugh, Edwin T.
Moulton, William
Munnelly, John P.
Nelson, Frank
Orme, Fern Hubbard
Peck, J. O.
Rasmussen, Ross H.
Romans, Jack
Ruhnke, Arnold
Russillo, Michael P.
Skarda, William R., Jr.
Stalder, Lloyd W.
Staubitz, Ernest H.
Stromer, Marvin E.
Stryker, Harold B.
Syas, George
Thompson, Don
Vosoba, Joe T.
Waldo, Willard H.
Webb, Lewis
Wylie, Matt

Temporary Appointments

President Burney designated Hugo F. Srb as temporary Clerk of the Legislature, and George Santo as temporary Sergeant-at-arms.

MOTION—Adopt Rules

Mr. President: I move that the rules of the last session, as revised and distributed to the members, be adopted until further order by the Legislature. (Signed) Richard D. Marvel

Mr. Ruhnke moved that the Marvel motion be amended by adding the following:

"except that Rule 11, section 3, be amended by adding the following paragraph:

"No member of the Legislature shall introduce as first introducer more than ten bills without first having submitted the same to the reference committee and assignment of the bill to the proper standing committee and having received the approval of that committee."

Mr. Stryker moved the previous question. The motion prevailed with 39 ayes, 3 nays, and 1 not voting.

The Ruhnke amendment lost with 7 ayes, 35 nays, and 1 not voting.

Mr. Russillo moved that the Marvel motion be amended by adding the following:

"except that Rule 5, Section 2, line 19, be amended by inserting the words "and Military Affairs" after the word "Government"."

The Russillo amendment prevailed with 42 ayes, 0 nays, and 1 not voting.

The Marvel motion prevailed as amended with 38 ayes, 0 nays, and 5 not voting.

MOTION—Committee on Credentials

Mr. President: I move that a committee of five be appointed on credentials. (Signed) Edwin T. McHugh

The motion prevailed and the President appointed the following members to serve on said committee: McHugh, chairman; Orme. Adamson, Diers, Hasebroock.

Birthday

Mr. Nelson announced that today is Mr. Forrester's birthday, and the members sang Happy Birthday to him. Mr. Forrester thanked the Legislature.

REPORT OF COMMITTEE ON CREDENTIALS

MR. PRESIDENT:

Your Committee on Credentials begs leave to report that we find the following to be the duly elected members of the Legislature of the State of Nebraska for the seventy-second session.

Dist.	
1.	Lloyd W. Stalder
2.	William B. Brandt
3.	Edwin T. McHugh
4.	George Syas
5.	John Adams, Sr.
6.	Sam Klaver
7.	William R. Skarda, Jr.
8.	John P. Munnelly
9.	Michael P. Russillo
10.	William Moulton
11.	Ross H. Rasmussen
12.	W. H. Hasebroock
13.	Hal Bridenbaugh
14.	J. W. Burbach
15.	H. L. Gerhart
16.	Peter H. Claussen
17.	Harold B. Stryker
18.	George A. Knight
19.	Marvin E. Stromer
20.	Fern Hubbard Orme
21.	Willard H. Waldo
22.	Arnold Ruhnke
23.	Joe T. Vosoba
24.	H. K. Diers
25.	Hans O. Jensen
26.	J. O. Peck
27.	Matt Wylie
28.	Frank Nelson
29.	Jack Romans
30.	Marvin Lautenschlager
31.	Richard D. Marvel
32.	Kenneth L. Bowen
33.	Don Thompson
34.	Ernest H. Staubitz
35.	M. M. Forrester
36.	Albert A. Kjar
37.	Dale Erlewine
38.	Cecil Craft
39.	Lewis Webb
40.	Elvin Adamson
41.	George C. Gerdes
42.	Theodore H. McCosh
43.	George H. Fleming

(Signed) Edwin T. McHugh
Chairman

(SEAL)

(Signed) Frank Marsh
Secretary of State
January 3, 1961

MOTION—Adopt Report

Mr. President: I move that we adopt the report of the Committee on Credentials. (Signed) Edwin T. McHugh

The motion prevailed with 43 ayes, 0 nays, and 0 not voting.

MOTION—Committee to Wait Upon Chief Justice

Mr. President: I move that a committee of five be appointed to wait upon the Chief Justice of the Supreme Court and escort him to the Legislative Chamber for the purpose of administering the oath of office to the members-elect. (Signed) J. O. Peck

The motion prevailed with 43 ayes, 0 nays, and 0 not voting, and the President appointed the following members to serve on said committee: Peck, Chairman; Klaver, Vosoba, Gerhart, Bowen.

The committee withdrew and escorted the Chief Justice of the Supreme Court of Nebraska, Robert G. Simmons, to the rostrum, where he administered the following:

MEMBERS' OATH OF OFFICE

State of Nebraska)
) ss.
Lancaster County)

I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Nebraska and will faithfully discharge the duties of Member of the Legislature according to the best of my ability, and that at the election at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence, for any vote I may give or withhold on any bill, resolution or appropriation, so help me God.

Frank Nelson
Hans O. Jensen
J. O. Peck
George Syas
Harold B. Stryker
Albert A. Kjar
John Adams, Sr.
J. W. Burbach
Wm. R. Skarda, Jr.
John P. Munnelly
Edwin T. McHugh
H. K. Diers
William H. Hasebroock
H. L. Gerhart

Hal Bridenbaugh
M. M. Forrester
Lewis Webb
George C. Gerdes
Elvin Adamson
Marvin Lautenschlager
George H. Fleming
Lloyd W. Stalder
Sam Klaver
Peter H. Claussen
Dale Erlewine
Fern Hubbard Orme
William B. Brandt
Arnold Ruhnke
Marvin E. Stromer
George A. Knight
Willard H. Waldo
Jack Romans
Kenneth L. Bowen
Ernest H. Staubitz
Theodore H. McCosh
Don Thompson
Matt Wylie
Michael P. Russillo
William S. Moulton
Joe T. Vosoba
Ross H. Rasmussen
Cecil Craft
Richard D. Marvel

Subscribed in my presence and sworn to before me this third day of January, 1961.

(Signed) Robert G. Simmons
Chief Justice

(SEAL)

The committee escorted Chief Justice Simmons from the Chamber.

Visitor

Mr. Stryker introduced Mr. Stanley L. Portsche of Lincoln, a former member of the Legislature.

MOTION—Election of Officers

Mr. President: I move that we proceed to the election of officers of the Legislature, and that we vote by ballot, and that the vote of a majority of the elected members be required for the election of each such office. (Signed) Hal Bridenbaugh

The motion prevailed.

MOTION—Informal Ballot

Mr. President: I move that we nominate candidates for office by means of informal ballot. (Signed) J. W. Burbach

The motion prevailed.

MOTION—Election of Speaker

Mr. President: I move that we proceed to vote on a candidate for Speaker. (Signed) Arnold Ruhnke

The motion prevailed.

Moulton	16
Thompson	26
Ruhnke	1

The President declared Mr. Thompson duly elected Speaker.

Mr. Thompson addressed the Legislature briefly.

Speaker Thompson Presiding

MOTION—Election of Clerk

Mr. President: I move that we proceed to elect the Clerk of the Legislature. (Signed) Frank Nelson

The motion prevailed.

Mr. Stryker nominated Hugo F. Srb.

Mr. Nelson moved that the nominations be closed and that a unanimous ballot be cast for Hugo F. Srb for Clerk of the Legislature.

The motion prevailed.

MOTION—Election of Sergeant-at-arms

Mr. President: I move that we proceed to vote on the Sergeant-at-arms. (Signed) John P. Munnelly

The motion prevailed.

Mr. President: I move that a unanimous ballot be cast for George Santo for Sergeant-at-arms. (Signed) John P. Munnelly

The motion prevailed and the President declared George Santo the elected Sergeant-at-arms.

MOTION—Election of Postmaster

Mr. President: I move that we elect a Postmaster. (Signed) George Syas

The motion prevailed.

Mr. President: I move that a unanimous ballot be cast for Ruby B. Nelson for Postmaster. (Signed) Hans O. Jensen

The motion prevailed.

MOTION—Election of Chaplain

Mr. President: I move that we proceed to elect the Chaplain. (Signed) Lewis Webb

The motion prevailed.

Martin Schroeder	30
Richard Kellogg	5
Paul R. Morris	7

The President declared Martin Schroeder the elected Chaplain.

MOTION—Election of Chairman of Committee on Committees

Mr. President: I move that we proceed to vote on the Chairman of the Committee on Committees, by ballot. (Signed) George C. Gerdes

The motion prevailed.

Peck	19
Moulton	16
Orme	1
Ruhnke	2
Gerdes	3
Klaver	1
Marvel	1

MOTION—Vote on Two High Candidates

Mr. President: I move that we vote on the two high candidates as Chairman of the Committee on Committees. (Signed) Arnold Ruhnke

The motion prevailed.

Peck	24
Moulton	19

Mr. Peck was declared the duly elected Chairman of the Committee on Committees.

Mr. Peck addressed the Legislature briefly.

MOTION—Election of Chairman of Legislative Council

Mr. President: I move that we now proceed to elect the Chairman of the Legislative Council. (Signed) Michael P. Russillo

The motion prevailed.

Moulton	7
Marvel	1
Diers	30
Gerdes	1
Klaver	1
Adams	1
Bridenbaugh	1
Bowen	1

Mr. Diers was declared the duly elected Chairman of the Legislative Council.

Mr. Diers addressed the Legislature briefly.

MOTION—Election of Vice-Chairman of Legislative Council

Mr. President: I move that we proceed to elect the Vice-Chairman of the Legislative Council. (Signed) Hans O. Jensen

The motion prevailed.

Jensen	5
Moulton	21
Bowen	11
Ruhnke	2
Orme	1
Marvel	1
Nelson	1
Skarda	1

MOTION—Vote on Two High Candidates

Mr. President: I move that we vote on the two high candidates for the Vice-Chairman of the Legislative Council. (Signed) Frank Nelson

The motion prevailed.

Moulton	33
Bowen	10

Mr. Moulton was declared the duly elected Vice-Chairman of the Legislative Council.

Mr. Moulton addressed the Legislature briefly.

MOTION—Committee on Committees

Mr. President: I move that we authorize the members residing within each congressional district to nominate three members to be elected by the Legislature and who shall serve on said Committee on Committees. (Signed) Jack Romans

The motion prevailed.

Ease

The Legislature was at ease from 2:07 until 2:40 p.m.

REPORT OF NOMINATION OF MEMBERS OF COMMITTEE ON COMMITTEES

Nominations from the congressional districts were reported as follows:

First District
- Fern Hubbard Orme
- Kenneth L. Bowen
- Richard D. Marvel

Second District
- John P. Munnelly
- Sam Klaver
- Edwin T. McHugh

Third District
- Harold B. Stryker
- J. W. Burbach
- Hal Bridenbaugh

Fourth District
- George C. Gerdes
- Jack Romans
- Marvin Lautenschlager

MOTION—Committee on Committees

Mr. President: I move that the persons chosen by the members from the different congressional districts be declared duly elected thereto. (Signed) Harold B. Stryker

The motion prevailed.

MOTION—Committee on Election Returns

Mr. President: I move that a committee of five be appointed to invite the Secretary of State to appear, and bring with him the returns of the regular election of 1960. (Signed) William Moulton

The motion prevailed and the President appointed the following members to serve on said committee: Moulton, Skarda, Waldo, Stromer, and Lautenschlager.

Report of Secretary of State

The committee appointed to call on the Secretary of State retired and subsequently returned with Frank Marsh, Secretary of State, who reported as follows:

REPORT OF COMMITTEE ON ELECTION RETURNS

January 3, 1961

DEPARTMENT OF STATE
The Speaker of the Legislature
Seventy-second Session of the
Legislature of Nebraska

Honorable Speaker:

In accordance with Article IV, Section 4, of the Constitution of the State of Nebraska, I have the honor to herewith deliver to you, under seal, the abstract of votes cast in the ninety-three counties of the State of Nebraska at the General Election held on November 8, 1960, for the officers of the executive departments of this State and member of the State Railway Commission, which votes are required by law to be canvassed by the Nebraska Legislature, pursuant to 32-4110, R.R.S. 1943 (Reissue of 1960), as submitted to us for delivery to the Speaker of the Legislature.

I also deliver to you the list of candidates receiving the highest vote for each particular office. The certificate of the Secretary of State accompanies the foregoing list.

The original sheets containing the tabulation of votes for these candidates for the ninety-three counties, covering the General Election of November 8, 1960, which constitutes a part of the official record of the State Board of Canvassers, are submitted for your examination. Inasmuch as these sheets are part of the records of the office of Secretary of State, we respectfully request that they be returned to our files immediately at the completion of your official canvass.

Respectfully submitted,

(Signed) Frank Marsh
FRANK MARSH
Secretary of State

FM:mr
Enclosures

The President opened, published and declared the returns of the election, in accordance with the constitutional provision.

CERTIFICATE OF SECRETARY OF STATE

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that the attached sheet constitutes a true and correct list of candidates for public office, required to file for office with the Secretary of State, who received the highest number of votes for each particular office as shown thereon at the General Election in the State of Nebraska held on November 8, 1960.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this third day of January in the year of our Lord, one thousand nine hundred and sixty-one.

(Signed) Frank Marsh
Secretary of State

(SEAL)

OFFICERS ELECTED AT THE 1960 GENERAL ELECTION

		Votes Received
GOVERNOR	Frank B. Morrison	311,344
LIEUTENANT GOVERNOR	Dwight W. Burney	338,824
SECRETARY OF STATE	Frank Marsh	367,075

AUDITOR OF PUBLIC ACCOUNTS	Ray C. Johnson	344,220
STATE TREASURER	Clarence L. E. Swanson	306,347
ATTORNEY GENERAL	Clarence Meyer	313,777
RAILWAY COMMISSIONER	Richard H. Larson	309,671

The committee escorted the Secretary of State from the Chamber.

MOTION—Adopt Report

Mr. President: I move that the report of the Secretary of State be approved and that the candidates are elected as declared by the Speaker. (Signed) William Moulton

The motion prevailed.

MOTION—Appointments

Mr. President: I move that the appointment of Francis V. Robinson as Assistant Clerk and Max Baskins as Assistant Sergeant-at-arms of the Legislature be approved. (Signed) Edwin T. McHugh

The motion prevailed.

MOTION—Notify Governor

Mr. President: I move that a committee of five be appointed to wait upon the Governor and notify him that the Legislature is organized and ready to transact business. (Signed) Peter H. Claussen

The motion prevailed and the President appointed the following members to serve on said committee: Claussen, Fleming, Stalder, Staubitz, and Craft.

The committee retired and subsequently returned with the report that they had notified the Governor, and the Governor reported that he will be ready to give his budget report to the Legislature at 10:00 a.m., Wednesday, January 4, 1961.

MOTION—Inaugural

Mr. President: I move that we arrange to hold inaugural ceremonies for the Governor and other officers at 2:00 p.m., Thursday, January 5, 1961. (Signed) Dale Erlewine

The motion prevailed.

Announcement

Mr. Peck announced that the Committee on Committees will meet at 4:00 p.m. today in the Supreme Court Hearing Room.

Adjournment

At 3:10 p.m., on a motion by Mr. Moulton, the Legislature adjourned until 9:30 a.m., Wednesday, January 4, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 4, 1961

Pursuant to adjournment, the Legislature met at 9:30 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

Corrections for the Journal

Page 13, insert lines 7, 8 and 9 between lines 1 and 2.

The Journal for the First Day was approved as corrected.

Communications

Joint Resolution 39, 86th Congress, proposing an amendment to the Constitution of the United States granting representation in the electoral college to the District of Columbia.

Senate Concurrent Resolution No. 5 from the State of Louisiana, regarding an amendment to the Constitution of the United States relating to U. S. Supreme Court decisions dealing with transfer of powers from the several states to the federal government.

Postal card from Mr. and Mrs. Don Applegate of Minatare, regarding the age limits for hunting and fishing licenses.

House Resolution No. 15 from the Kentucky General Assembly affirming determination to preserve those concepts from which the American form of government has grown and upon which it will endure.

House Concurrent Resolution No. 20 from the Louisiana Legislature relating to restraining action of the U. S. District Court in Louisiana.

House Concurrent Resolution No. 21 from the Louisiana Legislature to interpose the sovereignty of the State of Louisiana against the unlawful encroachments by the judicial and executive branches of the Federal Government in the operation of public schools of the State of Louisiana.

House Concurrent Resolution No. 21 from the Louisiana Legislature relative to a decision of the U. S. Supreme Court dealing with sovereignty.

Letter from Mrs. Elma M. Ryan of Omaha, relative to personal welfare.

Letter from Joseph J. Brown, Chairman, Nebraska State Railway Commission, stating that their Rules of Practice and Procedure have been published and that a copy is being placed on each member's desk.

January 3, 1961

Mr. Hugo F. Srb
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Srb:

In accordance with the provisions of Article 4, Chapter 85, Reissue of the Revised Statutes of Nebraska for 1943, approval by the Legislature is requested for the construction of a new dining hall facility at the Nebraska State Teachers College at Wayne. Attached hereto is a Prospectus setting forth in detail a description of the facility and the plans for financing. If early approval can be obtained more favorable construction bids can be received than if there is extended delay.

DESCRIPTION OF FACILITY AND PURPOSE

The proposed fire-resistant dining facility is designed to provide a dining area sufficiently large to accommodate a total of 750 students in two dining rooms and in addition, two banquet rooms are provided that will seat a total of 160 persons, one of which can be opened to enlarge one of the student dining rooms. Complete food preparation and storage areas are also included in the building. It is expected the basement area will eventually be utilized for a campus grill or snack-bar and for activities associated with a college campus center. Present facilities located in another college building are inadequate for even the present enrollment of the college with no possibility of expansion. Toilet and washroom facilities are provided for men and women.

GENERAL LOCATION

The proposed dining facility will be located in the open campus area north and east of an existing women's dormitory known as Pile Hall; immediately north of college tennis courts and recreation area; it will be bordered on the north by 14th street of the college campus and on the east by an alley bordering the campus.

TYPE OF CONSTRUCTION

The proposed one-story building will be of non-combustible, brick and reinforced concrete construction and will contain approximately 28,000 square feet on the ground floor with a like amount in the basement or excavated area. It will be faced with brick of a similar quality and color that will harmonize with other Wayne College campus buildings. The building will be covered with a flat roof that will meet the best standards of construction. Window frames will be of aluminum. Basement supporting walls will be of poured concrete reinforced with steel reinforcing as will each of the supporting basement columns.

COST AND FINANCING

The following is a careful analysis of the cost of the proposed dining facility and a general description of the plan for financing:

Construction, including contracts, architects fees, equipment and furnishing	$702,000.00
Capitalized interest, equal to one year's maximum interest	38,695.00
Bond Reserve Fund, equal to 2 year's maximum interest	77,390.00
Expenses of financing	21,250.00
Miscellaneous and contingency reserve	10,665.00
—Total of proposed bond issue	$850,000.00

Construction of the proposed building will be financed by the issuance of revenue bonds in the total amount of $850,000 to be dated January 1, 1961, and executed by the Board of Education of State Normal Schools of the State of Nebraska, series of 1961. The bonds to be issued are not an obligation of the State of Nebraska and no tax shall ever be levied to raise funds for the payment thereof or interest thereon. The bonds shall not constitute a debt of the Board of Education of State Normal Schools but shall be payable solely out of the revenues and earnings derived from the operation of the new facility. All operating expenses except utilities will be paid from operating receipts of the facility as provided for by law. All of the bonds are scheduled to be paid by January 1, 1987.

Respectfully submitted by the Board of
Education of State Normal Schools this
3rd day of January, 1961

(Signed) F. B. Decker
F. B. Decker, President, Board of
Education of State Normal Schools

(Signed) E. Albin Larson
E. Albin Larson, Secretary

December 19, 1960

Honorable Hugo Srb
Clerk of the Legislature
State Capitol Building

Dear Mr. Srb:

At the December 12, 1960 meeting of the Board of Educational Lands and Funds, Elmer H. Mahlin was nominated Secretary to the Board for a two year period commencing January 1, 1961 as provided for under Sec. 72-201 RSN 1943, Paragraph 5.

It is our understanding the name of such appointee must be in the hands of the Clerk of the Legislature within ten days after the first Thursday after the first Tuesday in January as such appointment is subject to ratification by a majority of the members of the Legislature.

Very truly yours

BOARD OF EDUCATIONAL LANDS
AND FUNDS
by (Signed) Elmer H. Mahlin
Elmer H. Mahlin, Secretary

EHM:th

STANDING COMMITTEE REPORTS

Committee on Committees

Mr. President: Your Committee on Committees submits the following report:

I.

Regular committee meetings of standing committees for this session will be held as follows: The Committee on Agriculture will meet on Wednesdays in the West Senate Lounge; Banking, Commerce & Insurance, on Mondays and Tuesdays, in the Supreme Court Hearing Room; Budget, on Mondays, Tuesdays, Wednesdays, Thursdays and Fridays, in the Governor's Hearing Room; Education, on Mondays and Tuesdays, in the East Senate Chamber; Government and Military Affairs, on Thursdays and Fridays, in the East Senate Lounge; Judiciary, on Wednesdays, Thursdays, and Fridays, in the Supreme Court Hearing Room; Labor and Public Welfare, on Wednesdays, in the East Senate Chamber; Miscellaneous Appropriations and Claims, on Mondays and Tuesdays, in the East Senate Lounge; Public Health and Miscellaneous Subjects, on Wednesdays, Thursdays and Fridays, in the East Senate Lounge; Public Works, on Mondays and Tuesdays, in the West Senate Lounge; and Revenue, on Thursdays and Fridays, in the West Senate Lounge.

II.

The composition of the standing committees shall be as follows:

AGRICULTURE—Jensen, Chairman

Adamson
Burbach
Nelson
Rasmussen
Russillo
Stromer
Syas
Waldo

BANKING, COMMERCE, INSURANCE—Munnelly, Chairman

Diers
Gerhart
Kjar
Knight
McCosh
McHugh
Skarda
Stalder

BUDGET—Marvel, Chairman

Bridenbaugh
Gerdes
Lautenschlager
Moulton
Orme
Peck
Stryker
Thompson

EDUCATION—Syas, Chairman

Adams
Adamson
Bowen
Erlewine
Forrester
Staubitz
Waldo
Wylie

GOVERNMENT & MILITARY AFFAIRS—Bowen, Chairman

Adamson
Hasebroock
Knight
Rasmussen
Romans
Russillo
Skarda
Stromer

JUDICIARY—Vosoba, Chairman

Adams
Brandt
Claussen
Erlewine
Forrester
McHugh
Stalder
Wylie

LABOR & PUBLIC WELFARE—Romans, Chairman

Bowen
Gerhart
Hasebroock
Knight
Munnelly
Ruhnke
Skarda
Staubitz

MISCELLANEOUS APPROPRIATIONS & CLAIMS—Claussen, Chairman

Brandt
Hasebroock
Nelson
Rasmussen
Stromer
Webb

PUBLIC HEALTH & MISCELLANEOUS SUBJECTS—Klaver, Chairman

Craft
Diers
Fleming
Kjar
McCosh
Webb

PUBLIC WORKS—Ruhnke, Chairman

Burbach
Craft
Fleming
Jensen
Klaver
Romans
Russillo
Vosoba

REVENUE—Burbach, Chairman

Gerhart
Jensen
Munnelly
Nelson
Ruhnke
Staubitz
Syas
Waldo

RULES—McHugh, Chairman

Brandt
Lautenschlager
Vosoba
Stryker

INTERGOVERNMENTAL COOPERATION—Bridenbaugh, Chairman

Members:

Bowen
Moulton
Stryker
Romans

Alternates:

Orme
Klaver
Burbach
Craft

Delegate at Large—Skarda
Alternate at Large—Ruhnke

ENROLLMENT & REVIEW—Brandt, Chairman

(Signed) J. O. Peck, Chairman

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted. (Signed) J. O. Peck

The motion prevailed.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 1. By William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 53-177, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to increase the distance from prescribed institutions within which no license for the sale at retail of any alcoholic liquors shall be granted; to repeal the original section; and to declare an emergency.

Committee Appointed

Speaker Thompson appointed the following members to assist with the inaugural ceremonies: Burbach, Orme, Kjar, Nelson, and Stryker.

Committee to Wait Upon Governor

Speaker Thompson appointed the following members to wait upon the Governor and escort him to the Legislative Chamber: Claussen, chairman; Fleming, Stalder, Staubitz, Craft.

Ease

The Legislature was at ease from 9:55 until 10:02 a.m.

Governor Escorted

The committee escorted Governor Dwight W. Burney to the rostrum where he delivered the following:

BUDGET MESSAGE

In my sixteen years of service to the people of the State of Nebraska, I believe this to be my greatest opportunity and my gravest responsibility. The budget that I have prepared will not be fully satisfactory to most of the Departments, and yet I am asking that the taxpayers dip a little deeper than they did two years ago. I shall not go into each section of the bill because there will be no great variation from an average increase in most. Just let me say that I used the budget that you voted two years ago as a guide in my adjustments of the requests so that if you were high in some areas, then so also will I be now and vice versa.

I have endeavored to use common sense in my adjustments, whether they be up or down. I shall, however, point out a few areas where I have made special requests. One is in the storm emergency fund under the Governor. I have proposed a figure of $100,000.00 in place of the previous $50,000.00. This could forestall a special session of the Legislature in case of disaster. Another is in the Division of Pardons and Paroles. We are paroling more and more inmates from both the Penitentiary and the Reformatory before their full term is out with the thought that by sending them out under a term of supervision they have a much better chance of adjusting and becoming useful citizens than when we keep them until their term has expired and then send them out whether or not they have jobs, a place to go or anyone to sort of lean on. In order to be paroled they must first have employment and when released must report regularly to the parole officer for the term required. We now have just one such state officer. My budget request is for two additional parole officers.

I have also asked for $25,000.00 for the Murals Commission, which I have recently reactivated. There are nine large and several smaller frames in the Capitol that have no pictures. I feel that with this beautiful building we should endeavor to complete that work.

In the Insurance Department we were told that if the State does not increase personnel for statistical studies the Federal Goverment will take over that work, and it was my judgment that the State should keep control as much as possible, and I have figured their budget accordingly. This increase will amount to approximately $20,000.00.

Naturally I have advocated a considerable increase in the Resources Division. This Division has expanded as a direct result of the special session of last summer and this expansion will cost more money.

It is good to be able to report that the Cigaret Tax Collecting Division is asking for less money as evidence that not all departments will cost more.

The Motor Vehicle Department, being a rather new department, comes in for some special attention. I have approved more than an average increase in order that they may improve their filing system.

In the Department of Public Welfare, the suggested figure is less than that of two years ago, but if your august body sees fit to implement the new Federal program for medical aid to the aged you will necessarily alter this figure to agree with that legislation. This Assistance Department is one of the four big users of state tax dollars.

In the field of higher education I have employed a variety of yardsticks by which to measure my recommendations. To the University I have figured a flat ten percent raise in tax funds with the thought that perhaps they should spread their salary increases over a longer period. Then, too, I have taken into account the fact that their budget of two years ago was increased quite substantially in order to increase salaries. To grant them their entire request would have used up all of the increase that I think equitable for the entire budget. In the case of the Normal Schools, the percentage increase is somewhat more than the ten percent increase. This I have recommended, because in the last two-year budget their increase percentage-wise was rather small.

To the Board of Control, another of our major areas of State Government, I have figured a flat ten percent increase. While some institutions are decreasing in volume of work, others are increasing and I feel sure that this increase will take care of some new personnel and a moderate general salary increase.

The Department of Roads, or Highways, is another of our big spenders, but the Governor has no problem in figuring their budget. He simply allots to them all of the funds provided by law from the motor vehicle license funds and from the seven-cent sales tax on motor fuels. I feel that we can be proud of the progress we are making on our highway system under these taxes. No property tax is used on our state highway system. We do levy property taxes to finance our Safety Patrol, which is under the Highway Engineer, and I have approved some added increase for them to provide more personnel. This, however, is not a radical increase; from approximately $4,000,000.00 to $4,500,000.00.

From this brief outline you can observe that I have recommended increases that will average somewhere near a ten percent figure all up and down the line. In doing so, I have had to cut some requests rather drastically. However, in allowing for these moderate increases the question is, "Why any increases at all?" My answer is that faithful employees are entitled to some increase in salary and, further, there are some added services that seem to me to be good business. Then the question arises, "Where do we get the money?" It is my sincere belief that most Nebraskans feel that we are already burdened with an over-large property tax. It is my further sincere belief that a change in our taxing system is long overdue. Nearly every other state in the Union has adopted some other form of taxation to pay the cost of state government. Every state bordering on Nebraska has at least a two percent sales tax. Thirty-three of the fifty have a two percent or higher sales tax. No one tax system used alone can be equitable and fair. A variety of taxes can come more nearly reaching that goal. With the property tax to be the mainstay for local governments, the income tax for the Federal Government and the sales tax to defray State costs, plus a part of the local costs, we could have a system that would reach everyone and yet not punish anyone.

Our total cost of state, county, city and school districts in property taxes for the year 1958-59, the last year of record was over $140,000,000.00. A two percent general sales tax, as estimated by the Nebraska Citizens Council, would produce between $35,000,000.00 and $36,000,000.00. This would equal twenty-five percent of the amount raised by the property tax.

I mentioned the seven cent tax on motor fuels. With gasoline selling at thirty-two cents per gallon at the pumps, we first deduct the four cent federal tax, and then the seven cent state tax, making the fuel worth twenty-one cents per gallon. Our seven cent tax is one-third of the twenty-one cents, so that our state tax on gasoline is a tax of thirty-three and a third percent of the original cost of the fuel, yet no one seems to curtail his driving. The tax on cigarets of four cents per pack is about a sixteen and a third percent sales tax. People in Nebraska paid a sales tax of $3,000,000.00 last year on liquor, a sales tax of $5,725,000.00 on cigarets and $40,000,000.00 on motor fuels, and yet we seem afraid of a two percent general sales tax that would collect about $36,000,000.00. The property tax paid to STATE government last year was approximately $28,000,000.00. With a sales tax yield of $36,000,000.00, we could have a surplus of some $8,000,000.00 that could help in our local subdivisions. With an assessment base of $3,200,000,000.00 last year, the tax raised by a two percent sales tax, $36,000,000.00, would equal eleven plus mills of our property tax load.

Some will say that we will spend more. Let me say that we ARE spending more. Each two years our budget is higher and will be higher as long as prices and labor costs go higher. Then, too, nearly every piece of legislation you pass will affect the budget in some way.

The last Legislature met in special session and much has been said and written about the need for new industries in Nebraska so that we can keep more of our young people here in Nebraska. Governor Brooks in his message to that special session bemoaned the fact that too many were leaving the state, and he was fully justified. Why do they leave? Because there are more and better jobs elsewhere. We should be doing everything possible in order to get industry here, and for that reason we should take a good, long look at our taxing system.

I have shown that a two percent sales tax would equal an eleven mill levy on our present assessed valuation. I recently asked the Citizens Council to get me the tax picture of a few of our existing industries, which they did. Industry #1, a relatively small establishment has a total mill levy of fifty-five plus mills. The eleven mills replaced by the two percent sales tax would equal twenty percent of the total. Item #2 has a total mill levy of fifty-seven plus mills, and their replacement would be nineteen percent. Item #3, with a total of about the same mill levy would be in the same bracket. Item #4, a somewhat larger industry, has a mill levy of twenty-four plus, so that the eleven mills replaced by the proposed two percent sales tax would equal about forty-five percent of their total. In this case, the saving to the company would amount to over $14,000.00. Item #5 is a large industry whose overall mill levy is thirty-five and a fourth mills. Relief of eleven mills would be thirty-one percent and in dollars and cents would be nearly $194,000.00 per year. With these added incentives, industry should be more interested in Nebraska as a place to come.

I know that organized labor has generally objected to a general sales tax, yet labor must have industry in order to have jobs. More industry means more and better jobs. Michigan with a high sales tax has many major industries. California has a three percent sales tax, yet people go there, partly because of the climate, but many more because of the jobs they are able to find. We must have a tax climate favorable to industry if we expect to attract it.

Some say, "Why not an income tax?" First, I say that the Federal Government has preempted that tax to the utmost, almost beyond reason, and second, an income tax does not encourage the development of industry.

My program would be just one new tax system. It should replace enough of the property tax to help industry. Just one new collecting system, without too much inconvenience to the public, and with the same watchfulness in our budgets. A sales tax reaches everyone, and since it is collected in small amounts it never becomes a burden. Our experience with the motor fuels tax, the liquor tax, and the cigaret tax, all sales taxes, should remove all doubt as to its workability.

I realize that many and varied danger signals will be strewn along your way and many ifs and ands will enter the discussions, but if you are to do anything for our great State, yours is the opportunity. Small differences must be laid aside, larger ones ironed out, and action taken at this session. We have here in Nebraska the finest people, the purest water, the greatest variety of wide open opportunities of most any place we can go. Let's get together and do this thing that most of us will admit MUST be done and institute a tax system that will attract industry. It will not be perfect but can later be amended when experience dictates. Then, after it is done and your neighbor complains, you have my permission, and I welcome that opportunity, you have my permission to tell him that Burney is to blame. I shall be happy to visit with any of you about this matter.

It has indeed been a great moment in my life that I have had this opportunity to speak to this Honorable Body in this capacity this day.

The committee escorted the Governor from the Chamber.

Visitors

Speaker Thompson introduced Mr. Floyd Miller and eight visiting teachers from eight different countries over the world.

Ease

The Legislature was at ease from 10:22 until 10:33 a.m.

Flowers

Speaker Thompson received a floral tribute from Esther, Jerome and Charles Warner.

Announcement

The Clerk announced that a meeting will be held this afternoon in the East Senate Chamber at 2:00 p.m., for reviewing the Legislative Rules.

MOTION—Committee Organization

Mr. President: I move that the Standing Committees meet immediately in the order they appear in the report of the Committee on Committees for the purpose of organization. (Signed) H. K. Diers

The motion prevailed.

Ease

The Legislature was at ease from 10:43 until 11:52 a.m.

Mr. Diers Presiding

Speaker Thompson Presiding

STANDING COMMITTEE REPORTS

Agriculture

Officers elected:

Frank Nelson .... Vice Chairman
Ross H. Rasmussen .... Secretary

Banking, Commerce and Insurance

Officers elected:

Edwin T. McHugh .... Vice Chairman
George A. Knight .... Secretary

Education

Officers elected:

Dale Erlewine .... Vice Chairman
Willard H. Waldo .... Secretary

Judiciary

Officers elected:

William B. Brandt .... Vice Chairman
Peter H. Claussen .... Secretary

Labor and Public Welfare

Officers elected:

H. L. Gerhart .... Vice Chairman
Ernest H. Staubitz .... Secretary

Miscellaneous Appropriations and Claims

Officers elected:

Marvin E. Stromer .... Vice Chairman
Ross H. Rasmussen .... Secretary

Public Health and Miscellaneous Subjects

Officers elected:

Cecil Craft	Vice Chairman
Albert A. Kjar	Secretary

Public Works

Officers elected:

Michael P. Russillo	Vice Chairman
George H. Fleming	Secretary

Revenue

Officers elected:

Willard H. Waldo	Vice Chairman
Ernest H. Staubitz	Secretary

Rules

Officers elected:

Harold B. Stryker	Vice Chairman
William B. Brandt	Secretary

Government and Military Affairs

Officers elected:

Elvin Adamson	Vice Chairman
W. H. Hasebroock	Secretary

MOTION—Invitation

Mr. President: I move that we invite Major Billy B. McBride, Mr. Frank R. Barnett, and Major General Lyle A. Welch to give a briefing on national and defense strategy at 1:30 p.m. Thursday, January 19, 1961, and that we suspend our other duties for that afternoon. (Signed) J. W. Burbach

The motion prevailed.

SUSPEND RULES—Withdraw LB 1

Mr. President: I move that the rules be suspended and that LB 1 be withdrawn. (Signed) William Moulton

The motion prevailed with 39 ayes, 0 nays, and 4 not voting, and LB 1 was withdrawn.

Announcement

Speaker Thompson announced that the inaugural committee will meet at 1:45 p.m. this afternoon.

Adjournment

At 12:17 p.m., on a motion by Mr. Bridenbaugh, the Legislature adjourned until 10:00 a.m., Thursday, January 5, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 5, 1961

Pursuant to adjournment, the Legislature met at 10:01 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Diers who was excused.

The Journal for the Second Day was approved.

Message from the Governor

January 4, 1961

Mr. President, Mr. Speaker and
Members of the Legislature:

Please be informed that on September 16, 1960 I reappointed Carl W. Deitemeyer of Lincoln, Nebraska to the office of Member at Large, Board of Educational Lands and Funds for the term beginning October 1, 1960 and ending October 1, 1965.

Please be informed, also, that on January 3, 1961 I made the following appointments:

Henry I. Freed, Midwest Furniture Company, Chadron, Nebraska, reappointed to a six year term on the Board of Education of State Normal Schools, beginning January 1, 1961 and ending January 1, 1967.

A. J. Majors, 2021 F Street, Omaha, Nebraska, reappointed to a six year term on the Board of Education of State Normal Schools, beginning January 1, 1961 and ending January 1, 1967.

Respectfully submitted,

(Signed) Dwight W. Burney
DWIGHT W. BURNEY
Governor of Nebraska

DWB:EVB

Communications

Letter from Ray C. Johnson, Auditor of Public Accounts, as follows:

January 3, 1961

Hugo Srb
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Hugo:

Please advise the members of the Legislature that the properly approved surety bond to the State of Nebraska of Frank Marsh, Secretary of State of the State of Nebraska, in the amount of $50,000.00 was filed in this office on January 3, 1961, covering a two-year term.

Witness my hand and official seal this third day of January, 1961.

Yours very truly,

(Signed) Ray C. Johnson
AUDITOR OF PUBLIC ACCOUNTS

(SEAL)
RCJ:lml

Letter from Walter D. James, Revisor of Statutes, as follows:

January 5, 1961

Hon. Hugo Srb,
Clerk, Nebraska State Legislature,
State House,
Lincoln, Nebraska.

Dear Mr. Srb:

I hand you herein, for consideration by the Legislature, the report prepared by the Revisor of Statutes pursuant to section 49-702, Reissue Revised Statutes of Nebraska, 1943.

Yours truly,

(Signed) Walter D. James
Revisor of Statutes

WDJ:jl
Enc.

REPORT OF JUDGES OF THE SUPREME COURT AS TO DEFECTS IN CONSTITUTION AND LAWS OF NEBRASKA

To the Members of the Seventy-second Session of the
Nebraska Legislature:

Article IV, section 23, of the Constitution of Nebraska, provides for a report of the Judges of the Supreme Court of defects in the Constitution and laws. The form in which this report shall be made is not specified in the Constitution.

The Legislature, by statute, has implemented the constitutional provision. It has placed on the Revisor of Statutes the duty to prepare this report under the supervision and direction of the court, and to draft in the form of bills proposed legislation to carry out the recommendations of the court.

One of the duties of the Revisor of Statutes is to issue each biennium a Cumulative Supplement. In the process of carrying out this task, the Revisor of Statutes and his assistants find many errors and discrepancies. Also, the Revisor of Statutes has requested and encouraged any person who discovers any errors or inconsistencies in existing laws to report such defects to him. In addition, statutes become obsolete because of changed conditions and the passage of time.

This year the Revisor of Statutes has prepared and is submitting fifty-five bills to correct errors and inconsistencies discovered in the course of continuous statutory revision, and to eliminate obsolete laws.

Commencing in the year 1947, the Legislature has authorized at each session of the Legislature the reissuance of prescribed volumes as a means of keeping the statutes up to date. This year a bill has been prepared and is submitted for the purpose of reissuing and bringing up to date Volumes I and IA of the statutes.

Respectfully submitted,

(Signed) Walter D. James
Revisor of Statutes

Members Excused

Mr. Knight was excused at 10:10 a.m. for a short period.

Mr. McHugh was excused for Friday, January 6, 1961.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 2. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 1-110, Revised Statutes Supplement, 1959, relating to the Nebraska State Board of Public Accountancy; to eliminate therefrom obsolete matter providing compensation for the Auditor of Public Accounts for services as secretary of such board; and to repeal the original section.

LEGISLATIVE BILL 3. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 2-304, 2-927, and 2-1503, Revised Statutes Supplement, 1959, relating to agriculture; to delete obsolete matter; to harmonize provisions thereof with other legislation; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 4. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 8-710, Reissue Revised Statutes of Nebraska, 1943, and sections 8-101, 8-136, 8-1,117, 8-1,118, 8-1,119, 8-1,120, 8-1,121, and 8-205, Revised Statutes Supplement, 1959, relating to banks and banking; to harmonize the provisions thereof with other legislation; to reconcile inconsistent provisions thereof; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 5. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 9-113, 9-115, 9-117, and 9-118, Revised Statutes Supplement, 1959, relating to bingo; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; to correct an internal reference; and to repeal the original sections.

LEGISLATIVE BILL 6. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 14-121, 14-508, 14-528, and 14-701, Reissue Revised Statutes of Nebraska, 1943, and sections 14-365.03, 14-375, 14-385, and 14-3,121, Revised Statutes Supplement, 1959, relating to cities of the metropolitan class; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; to correct internal references; to delete obsolete matter; and to repeal the original sections.

LEGISLATIVE BILL 7. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 14-1212, 31-220, and 57-607, Reissue Revised Statutes of Nebraska, 1943, and section 76-712, Revised Statutes Supplement, 1959, relating to eminent domain; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 8. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 15-110, 15-264, 15-806, and 15-828, Reissue Revised Statutes of Nebraska, 1943, and section 15-1106, Revised Statutes Supplement, 1959, relating to cities of the primary class; to delete obsolete matter; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 9. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 16-252 and 16-710, Reissue Revised Statutes of Nebraska, 1943, and section 16-706, Revised Statutes Supplement, 1959, relating to cities of the first class; to harmonize the provisions with other legislation; to eliminate obsolete provisions; and to repeal the original sections.

LEGISLATIVE BILL 10. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 17-566 and 17-712, Reissue Revised Statutes of Nebraska, 1943, and sections 17-156, 17-708, and 17-803, Revised Statutes Supplement, 1959, relating to cities of the second class and villages; to clarify the provisions thereof; to delete obsolete matter; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 11. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 18-210, 18-212, and 18-503, Reissue Revised Statutes of Nebraska, 1943, and sections 18-301 and 18-1712, Revised Statutes Supplement, 1959, relating to cities and villages; to eliminate obsolete provisions; to harmonize provisions with other legislation; and to repeal the original sections, and also section 18-302, Revised Statutes Supplement, 1959.

LEGISLATIVE BILL 12. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 19-2602.01, 19-2612, 19-2614, 19-2642, 19-3001, 19-3006, 19-3031, and 19-3039, Revised Statutes Supplement, 1959, relating to cities and villages, particular classes; to harmonize the provisions thereof with other legislation; to redefine terms; and to repeal the original sections.

LEGISLATIVE BILL 13. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 21-101, 21-183, and 21-1201, Revised Statutes Supplement, 1959, relating to corporations; to clarify the provisions thereof; to redefine terms; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 14. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 23-212, Reissue Revised Statutes of Nebraska, 1943, and sections 23-343.16, 23-343.24, and 23-1112.01, Revised Statutes Supplement, 1959, relating to counties; to correct internal references; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 15. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 24-342, Revised Statutes Supplement, 1959, relating to courts; to redefine the duties of court reporters of the district courts; to harmonize the provisions thereof with other legislation; and to repeal the original section.

LEGISLATIVE BILL 16. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 25-1625, Reissue Revised Statutes of Nebraska, 1943, and section 25-1920, Revised Statutes Supplement, 1959, relating to district court procedure; to clarify and harmonize with other legislation provisions thereof relating to jury commissioners; to harmonize with other legislation provisions thereof relating to appellate procedure; and to repeal the original sections, and also section 29-2212, Revised Statutes Supplement, 1959.

LEGISLATIVE BILL 17. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 26-101, 26-120, 26-1,135, and 26-1,141, Reissue Revised Statutes of Nebraska, 1943, and section 26-102, Revised Statutes Supplement, 1959, relating to municipal courts; to eliminate obsolete matter therefrom; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 18. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT relating to procedure in civil actions with respect to garnishment; to separate provisions relating to such procedure in county court actions from provisions applicable in municipal court actions so as to harmonize the same with other legislation; to amend section 26-151.01, Reissue Revised Statutes of Nebraska, 1943, so as to harmonize the provisions thereof with other legislation; and to repeal the original section.

LEGISLATIVE BILL 19. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 28-477, Revised Statutes Supplement, 1959, relating to contributing to the delinquency and neglect of a minor; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; and to repeal the original section and also section 43-221, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 20. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 28-553 and 81-202, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Agriculture and Inspection; to change the name of the Bureau of Animal Husbandry to the Bureau of Animal Industry; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 21. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 29-623, Revised Stattutes Supplement, 1959, relating to criminal procedure; to clarify the provisions thereof; and to repeal the original section.

LEGISLATIVE BILL 22. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 31-138, 31-210, 31-333, 31-433, 31-509, 31-542.01, 31-705.01, 31-711.06, 31-752, 31-911, and 31-928, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to clarify the provisions thereof; to eliminate obsolete matter; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 23. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 32-221, 32-235, 32-241, 32-258, 32-308, 32-310, 32-310.01, 32-413, 32-425, 32-426, 32-451, 32-475, 32-4,128, 32-504, 32-517, 32-522, 32-524, 32-535, 32-705, 32-815, 32-1042, and 32-1211, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; to delete obsolete matter; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 24. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 33-107, 33-116, 33-130, and 33-150, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to harmonize the provisions thereof with other legislation; to eliminate obsolete matter; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 25. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 35-513.01 and 35-516, Reissue Revised Statutes of Nebraska, 1943, relating to rural and suburban fire protection districts; to harmonize the provisions with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 26. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 37-201, 37-213, 37-224, 37-417, 37-501, 37-502, 37-505, and 37-706, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to clarify the provisions thereof; to eliminate obsolete matter; to harmonize the provisions thereof with other legislation; to correct internal references; and to repeal the original sections and also sections 37-503.03 and 37-503.04, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 27. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 37-603, 37-605, 37-606, 37-609, 37-610, and 39-713.01, Reissue Revised Statutes of Nebraska, 1943, relating to the Game, Forestation and Parks Commission; to change the designation of enforcement officers of the commission from game wardens and deputy game wardens to conservation officers and deputy conservation officers in order to harmonize the provisions thereof with previous legislation changing the designation of the secretary of the commission from chief game warden to chief conservation officer and authorizing him to appoint conservation officers and deputy conservation officers; to remove obsolete provisions pertaining to bonds of deputy wardens and special deputy wardens; and to repeal the original sections.

LEGISLATIVE BILL 28. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 38-123, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and ward; to harmonize the provisions thereof with other legislation; and to repeal the original section.

LEGISLATIVE BILL 29. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 39-742, 39-764, 39-767, 39-7,118.01, 39-7,122, 39-7,123.03, 39-803.05, 39-1719, and 39-1723, Reissue Revised Statutes of Nebraska, 1943, relating to highways and bridges; to clarify the provisions thereof; to correct internal reference; to harmonize the provisions thereof with other legislation; to eliminate obsolete matter; to eliminate an erroneous penalty provision and substitute therefor a provision in harmony with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 30. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 43-201, 43-523, 43-527, 43-601, 43-701, 43-702, 43-703, 43-704, 43-705, 43-706, 43-707, and 43-708, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to clarify the provisions thereof; to correct internal references; to harmonize the provisions thereof with other legislation; to eliminate obsolete matter; and to repeal the original sections.

LEGISLATIVE BILL 31. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 44-128, 44-155, 44-319.01, 44-1043, and 44-1601, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to clarify the provisions thereof; to eliminate obsolete matter; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 32. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 46-210, 46-251, 46-568, 46-604, 46-617, and 46-626, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to clarify the provisions thereof; to reconcile inconsistencies in the provisions thereof; to correct internal references; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 33. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 47-109 and 47-306, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 34. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 48-187, 48-506, 48-602, 48-669, and 48-702, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to correct internal reference; to harmonize the provisions thereof with previous legislation; to redefine terms; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 35. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 49-209 and 49-617, Reissue Revised Statutes of Nebraska, 1943, relating to adoption of constitutional amendments; to harmonize the time for furnishing ballots with other legislation; to provide for distribution of statutes in harmony with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 36. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 52-111, 52-112, 52-117, 52-118, and 52-501, Reissue Revised Statutes of Nebraska, 1943, relating to liens; to harmonize the provisions with other legislation; to clarify the inconsistencies thereof; and to repeal the original sections.

LEGISLATIVE BILL 37. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 53-103, 53-124, 53-141, 53-145, 53-169, 53-180.03, and 53-1,115, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to define terms; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; to correct internal references; and to repeal the original sections and also section 53-163, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 38. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 54-104, 54-766.14, and 54-1124.01, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to eliminate obsolete matter; to correct internal references; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 39. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 59-301 and 59-823, Reissue Revised Statutes of Nebraska, 1943, relating to monopolies and unlawful combinations; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 40. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 60-105, 60-114, 60-320, 60-404, 60-408, 60-452.01, 60-1401, and 60-1406, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate obsolete matter; to clarify the provisions thereof; to redefine terms; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 41. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 68-106, Reissue Revised Statutes of Nebraska, 1943, and section 68-105, Revised Statutes Supplement, 1959, relating to paupers and public assistance; to clarify the provisions thereof; to correct an internal reference; and to repeal the original sections.

LEGISLATIVE BILL 42. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 69-209, Revised Statutes Supplement, 1959, relating to pawnbrokers; to reconcile inconsistent time limitations specified therein; and to repeal the original section.

LEGISLATIVE BILL 43. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 71-217 and 71-1503, Reissue Revised Statutes of Nebraska, 1943, and sections 71-1,132.07 and 71-1,132.22, Revised Statutes Supplement, 1959, relating to public health and welfare; to remove obsolete matter from and clarify provisions relating to the practice of nursing; to harmonize with other legislation provisions relating to the practice of barbering; to redefine terms in harmony with other legislation for purposes of the Housing Cooperation Law; and to repeal the original sections.

LEGISLATIVE BILL 44. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 76-107, Reissue Revised Statutes of Nebraska, 1943, relating to real estate; to harmonize the provisions thereof with other legislation; and to repeal the original section.

LEGISLATIVE BILL 45. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 77-714 and 77-1603, Reissue Revised Statutes of Nebraska, 1943, and sections 77-708, 77-710, 77-1201, 77-1233, 77-1502, and 77-1715, Revised Statutes Supplement, 1959, relating to taxation; to harmonize the provisions thereof with other legislation; to correct an internal reference; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 46. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 79-334, 79-401, and 79-803.01, Reissue Revised Statutes of Nebraska, 1943, and sections 79-426.16, 79-488.01, 79-1906, and 79-2007, Revised Statutes Supplement, 1959, relating to schools; to correct internal references; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 47. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 80-401.02, Revised Statutes Supplement, 1959, relating to soldiers and sailors; to harmonize the provisions thereof with other legislation; and to repeal the original section.

LEGISLATIVE BILL 48. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 81-808, Reissue Revised Statutes of Nebraska, 1943, and sections 81-815.20 and 81-861, Revised Statutes Supplement, 1959, relating to state administrative departments; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 49. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 82-201, Revised Statutes Supplement, 1959, relating to the Historical Land Mark Council; to clarify the provisions thereof; and to repeal the original section, and also section 82-201.01, Revised Statutes Supplement, 1959.

LEGISLATIVE BILL 50. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 83-107.02 and 83-412, Reissue Revised Statutes of Nebraska, 1943, and section 83-337, Revised Statutes Supplement, 1959, relating to state institutions; to redefine terms; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 51. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 84-109, Reissue Revised Statutes of Nebraska, 1943, relating to the Governor; to eliminate obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 52. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 85-103, Reissue Revised Statutes of Nebraska, 1943, relating to The University of Nebraska; to harmonize the provisions with other legislation; and to repeal the original section.

LEGISLATIVE BILL 53. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 88-307, Reissue Revised Statutes of Nebraska, 1943, relating to warehousing grain on farms; to harmonize the provisions thereof with other legislation; and to repeal the original section.

LEGISLATIVE BILL 54. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 15-114, 25-911, 25-912, 32-427, 33-115, 35-301, 39-7,100, 39-7,128.01, 42-504, 45-115, 46-401, 46-402, 46-403, 46-404, 46-405, 46-406, 46-407, 48-711, 49-618, 49-703.01, 49-709, 49-710, 49-711, 49-712, 49-713, 49-714, 49-715, 49-716, 49-717, 49-718, 49-719, 49-720, 60-326, 60-566, 60-807, 60-1506, 60-1509, 68-619, 77-2501, 77-2502, 77-2503, 77-2504, 77-2505, 77-2506, 77-2507, 77-2508, 77-2509, 77-2510, 85-205.01, and 85-205.02, Reissue Revised Statutes of Nebraska, 1943, and sections 1-113, 8-1,116, 77-1235.01, 79-1909, and 79-2008, Revised Statutes Supplement, 1959, as being obsolete.

LEGISLATIVE BILL 55. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 18-1601, 18-1602, 18-1603, 18-1605, 18-1606, 18-1607, 18-1608, 18-1609, 18-1610, 18-1611, 18-1612, 18-1613, 81-263.01, 81-263.02, 81-263.03, 81-263.04, 81-263.05, 81-263.07, 81-263.08, 81-263.09, and 81-263.10, Reissue Revised Statutes of Nebraska, 1943, section 18-1604, Revised Statutes Supplement, 1955, and section 81-263.06, Revised Statutes Supplement, 1959, the same having been declared unconstitutional.

LEGISLATIVE BILL 56. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 31-533.01, 33-107.01, 44-119.05, 50-112.02, and 81-148.01, Reissue Revised Statutes of Nebraska, 1943, and sections 23-1115.03, 24-301.05, 24-339.04, 75-105.03, 81-103.04, 84-608.02, and 84-721.02, Revised Statutes Supplement, 1959, the same being construction clauses with reference to effective date of salary increases which have now gone into effect.

LEGISLATIVE BILL 57. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to authorize the Revisor of Statutes to reissue and bring up to date the 1954 reissue of Volumes I and IA to the Revised Statutes of Nebraska, 1943; to provide for the sale and distribution of the reissued volumes; and to declare an emergency.

LEGISLATIVE BILL 58. By George Syas of Legislative District 4.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 14, of the Constitution of Nebraska relating to the Legislature; to provide that during any extraordinary session of the Legislature, bills may be advanced to and vote taken upon final passage as the Legislature may provide; to provide for the submission of the proposed amendment to the electors at the general election in November, 1960; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 59. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 10-126, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of political subdivisions of the state; to provide for the redemption of bonds of prescribed districts after annexation by any municipality; to authorize bonds of any city of the metropolitan class to contain such provisions with respect to redemption as the city shall provide; and to repeal the original section.

LEGISLATIVE BILL 60. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 51-202, Reissue Revised Statutes of Nebraska, 1943, relating to libraries; to provide that home rule charter cities shall have authority to fix by ordinance the length of terms of members of the city library board; and to repeal the original section.

LEGISLATIVE BILL 61. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 21-1903, Revised Statutes Supplement, 1959, relating to nonprofit corporations; to provide that nonprofit corporations may be organized to acquire and hold property for the use of fraternal or charitable societies or institutions; and to repeal the original section.

LEGISLATIVE BILL 62. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 21-1990, Revised Statutes Supplement, 1959, relating to nonprofit corporation; to prescribe procedure whereby nonprofit corporations organized under other statutes may become subject to the Nebraska Nonprofit Corporation Act; to preserve the rights and obligations conferred and imposed upon such corporations under prior statutes; and to repeal the original section.

LEGISLATIVE BILL 63. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 21-1601, 21-1602, 21-1603, 21-1604, and 21-1605, Reissue Revised Statutes of Nebraska, 1943, relating to union depot companies.

LEGISLATIVE BILL 64. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 21-901, 21-903, 21-905, 21-906, 21-908, 21-909, 21-910, 21-911, 21-912, 21-913, and 21-914, Reissue Revised Statutes of Nebraska, 1943, and sections 21-902, 21-904, and 21-907, Revised Statutes Supplement, 1959, relating to professional and similar associations.

LEGISLATIVE BILL 65. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT relating to religious corporation; to prescribe the status, powers, duties and obligations of all class (2), (3), (4), or (5) religious corporations electing to become subject to the provisions of the Nebraska Nonprofit Corporation Act of 1959.

LEGISLATIVE BILL 66. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 21-816, 21-817, 21-818, 21-819, 21-820, 21-821, 21-822, 21-823, 21-824, 21-825, 21-826, 21-827, 21-828, 21-829, and 21-830, Reissue Revised Statutes of Nebraska, 1943, relating to Protestant Episcopal parishes or churches.

LEGISLATIVE BILL 67. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 21-701, 21-702, 21-703, 21-704, 21-705, 21-706, 21-707, 21-708, 21-709, 21-710, 21-711, 21-712, 21-713, 21-714, 21-715, 21-716, 21-717, 21-718, 21-719, 21-720, 21-721, 21-722, 21-723, 21-724, 21-725, 21-726, 21-727, 21-728, 21-729, 21-730, and 21-731, Reissue Revised Statutes of Nebraska, 1943, relating to educational institutions.

LEGISLATIVE BILL 68. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 21-601, 21-602, 21-603, 21-604, 21-605, 21-606, and 21-607, Reissue Revised Statutes of Nebraska, 1943, relating to charitable societies.

LEGISLATIVE BILL 69. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 21-501, 21-502, 21-503, and 21-504, Reissue Revised Statutes of Nebraska, 1943, relating to real estate corporations.

LEGISLATIVE BILL 70. By Committee on Judiciary, Joe. T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to repeal sections 21-401, 21-402, 21-403, 21-404, 21-405, 21-406, 21-407, and 21-408, Reissue Revised Statutes of Nebraska, 1943, relating to bridge companies.

LEGISLATIVE BILL 71. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 21-1903, Revised Statutes Supplement, 1959, relating to corporations; to provide for the organization of nonprofit corporations to provide prescribed facilities for fraternal or charitable societies; and to repeal the original section.

LEGISLATIVE BILL 72. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 21-1209, Revised Statutes Supplement, 1959, relating to corporations; to provide for the filing of notice of change of the location of the registered office of any resident agent of a foreign corporation and the registered office of such corporation by a single statement, signed by the resident agent, listing all such corporations represented by him; to provide for fees; and to repeal the original section.

LEGISLATIVE BILL 73. By Committee on Judiciary, Joe. T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 42-319, Reissue Revised Statutes of Nebraska, 1943, relating to alimony and child support judgments; to provide a time during which proceedings may be commenced to enforce prescribed judgment liens; to provide for the extinguishment of such liens; and to repeal the original section.

LEGISLATIVE BILL 74. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 21-1,156, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to prescribe the status and preserve the rights and obligations of certain corporations organized under prior statutes; and to repeal the original section.

LEGISLATIVE BILL 75. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 51-220, Reissue Revised Statutes of Nebraska, 1943, relating to law libraries; to provide that the county board of any county may provide for the procuring and maintaining of a suitable law library; and to repeal the original section.

LEGISLATIVE BILL 76. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 25-1107 and 29-2016, Reissue Revised Statutes of Nebraska, 1943, relating to procedure in the district court; to provide the time for filing a written objection to the giving or the failure to give an instruction, and the effect thereof; and to repeal the original sections.

LEGISLATIVE BILL 77. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 33-106 and 48-187, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to provide for fees in the office of the clerk of the district court in civil case under the Workmen's Compensation Law and Employment Security Law; and to repeal the original sections.

LEGISLATIVE BILL 78. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 7-113, Reissue Revised Statutes of Nebraska, 1943, relating to attorneys; to provide that it shall be the duty of every attorney to act as the guardian of an incompetent defendant in the same manner as for infant defendants; and to repeal the original section.

LEGISLATIVE BILL 79. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT relating to crimes and punishments; to prohibit the use of simulated process; and to provide penalties.

LEGISLATIVE BILL 80. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT for submission to the electors of amendments to Article V, sections 2 and 10, of the Constitution of Nebraska, relating to the judiciary; to provide for retired Judges of the Supreme Court and judges of the district courts to serve temporarily as acting judges of their respective courts; to provide for the submission of the proposed amendments to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 81. By Kenneth L. Bowen of Legislative District 32, Edwin T. McHugh of Legislative District 3 and Don Thompson of Legislative District 33.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 2, of the Constitution of Nebraska, relating to the executive; to provide that the Lieutenant Governor shall be eligible to be a candidate for Governor; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 82. By Kenneth L. Bowen of Legislative District 32, William Moulton of Legislative District 10 and Frank Nelson of Legislative District 28.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 24, of the Constitution of Nebraska, relating to legislative powers; to permit the Legislature to authorize lottery or gift enterprise where the consideration of chance to participate does not involve the payment of money for the purchase of property, services, chance or admission tickets, or requires an expenditure of substantial effort or time; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide the manner of submission and form of ballot; to provide the effective date of such proposed amendment if adopted; and to provide that the Governor, if such amendment is adopted shall make a proclamation thereof as prescribed.

LEGISLATIVE BILL 83. By Kenneth L. Bowen of Legislative District 32, W. H. Hasebroock of Legislative District 12 and H. L. Gerhart of Legislative District 15.

A BILL FOR AN ACT to amend sections 23-146 and 79-442, Reissue Revised Statutes of Nebraska, 1943, and sections 15-603, 16-502, 17-611, 18-301, and 18-302, Revised Statutes Supplement, 1959, relating to public contracts; to raise the limitation on the amount of contracts with the public body which they serve in which prescribed public officers may be interested; to provide that officers of cities of the primary class and of the first class may have an interest in contracts with their city as prescribed; to harmonize provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 84. By William Moulton of Legislative District 10.

A BILL FOR AN ACT relating to cities of the metropolitan class; to provide when no bond shall be required of any such city, its officers, agencies, agents, or employees.

LEGISLATIVE BILL 85. By William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 39-1615, Reissue Revised Statutes of Nebraska, 1943, relating to road improvement districts; to provide that deferred installments of special assessments for road improvement districts shall draw interest at seven per cent per annum; and to repeal the original section.

LEGISLATIVE BILL 86. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 9-115, Revised Statutes Supplement, 1959, relating to bingo; to provide for issuance of permits by a municipal finance department and payment of fees to the finance director; and to repeal the original section.

LEGISLATIVE BILL 87. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend sections 28-1024 and 28-1028, Reissue Revised Statutes of Nebraska, 1943, and section 28-1023, Revised Statutes Supplement, 1959, relating to the sale of tobacco; to provide for the filing of applications for licenses to sell tobacco with the finance department of any city and the issuance of licenses by the finance director; to provide for prescribed payments by the finance director; and to repeal the original sections.

LEGISLATIVE BILL 88. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 81-2,119, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Agriculture and Inspection; to provide that the department may authorize any qualified local health board to perform prescribed inspections within its area of jurisdiction; and to repeal the original section.

LEGISLATIVE BILL 89. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend section 14-116, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide the authority of a city of the metropolitan class over the subdivision, platting, or laying out into building lots and streets of real estate located in an area within three miles of such city and within the same county as such city; and to repeal the original section.

LEGISLATIVE BILL 90. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend sections 14-388, 14-391, 14-3,102, and 14-3,113, Revised Statutes Supplement, 1959, relating to public improvements in cities of the metropolitan class; to extend certain provisions to major traffic streets; to make provisions for streets partly within and partly without such city; to eliminate limitations on the use of prescribed funds for certain purposes; to clarify provisions for proposing of improvements by the city; to reduce the time for filing of protests; and to repeal the original sections and also section 14-3,127, Revised Statutes Supplement, 1959.

LEGISLATIVE BILL 91. By Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend sections 31-907 and 31-911, Reissue Revised Statutes of Nebraska, 1943, relating to the County

Drainage Act; to provide for the construction of a new ditch or drainage way; to provide procedures for appeals; to provide for procuring of rights-of-way by purchase, gift, or eminent domain; and to repeal the original sections.

LEGISLATIVE BILL 92. By John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT relating to crimes and punishments; to define attempted burglary; and to provide penalties.

LEGISLATIVE BILL 93. By Edwin T. McHugh of Legislative District 3, Michael P. Russillo of Legislative District 9 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 2, of the Constitution of Nebraska, relating to the executive; to eliminate the provision that constitutional executive officers shall not be eligible as candidates for any other state office during the period for which they have been elected or appointed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Recess

At 11:01 a.m., on a motion by Mr. Moulton, the Legislature recessed until 1:45 p.m.

After Recess

The Legislature reconvened at 1:47 p.m., Speaker Thompson presiding.

The roll was called and all members were present except Mr. Diers who was excused.

Communications

Letter from Ray C. Johnson, Auditor of Public Accounts, as follows:

January 5, 1961

Hugo Srb
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Hugo:

Please advise the members of the Legislature that the properly approved surety bond to the State of Nebraska of William Swanson, Director of State Real Estate Commission of the State of Nebraska, in the amount of $5,000.00 was filed in this office on January 5, 1961, covering a two-year term.

Witness my hand and official seal this fifth day of January, 1961.

Yours very truly,

(Signed) Ray C. Johnson
AUDITOR OF PUBLIC ACCOUNTS

RCJ:lml
(SEAL)

Letter from Frank Marsh, Secretary of State, as follows:

January 5, 1961

DEPARTMENT OF STATE
The Speaker of the Legislature
Seventy-second Session of the
Legislature of Nebraska

Honorable Speaker:

We are submitting to you a certificate stating that the bonds and oaths for the following elected officials, for the term beginning the 5th day of January, 1961, and ending the first Thursday after the first Tuesday in January, 1963, are on file in the office of Secretary of State:

Governor Frank B. Morrison
Lieutenant Governor Dwight W. Burney
Auditor of Public Accounts Ray C. Johnson
State Treasurer Clarence L. E. Swanson
Attorney General Clarence Meyer

The certificate further states that the required oaths are on file in the office of Secretary of State for Richard H. Larson, Member of the Nebraska State Railway Commission, and Justices of the Supreme Court for the First, Third, and Fifth District, namely, Harry A. Spencer, Adolph E. Wenke, and Leslie Boslaugh, respectively.

Respectfully submitted,

(Signed) Frank Marsh
FRANK MARSH
Secretary of State

FM:mr
Enclosure

Certificate

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that Governor Frank B. Morrison, Lieutenant Governor Dwight W. Burney, Auditor of Public Accounts Ray C. Johnson, State Treasurer Clarence L. E. Swanson, and Attorney General Clarence Meyer have filed their bonds and oaths with the Secretary of State as required by law.

I further certify that the required oaths have been filed in the office of Secretary of State by Richard H. Larson, Member of the Nebraska State Railway Commission; Harry A. Spencer, Justice of the Supreme Court representing the First District; Adolph E. Wenke, Justice of the Supreme Court representing the Third District; and Leslie Boslaugh, Justice of the Supreme Court representing the Fifth District.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this fifth day of January in the year of our Lord, one thousand nine hundred and sixty-one.

(Signed) Frank Marsh
Secretary of State

(Seal)

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 94. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend sections 31-711.05, 31-752, and 31-753, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide that special assessments of such districts not paid when due shall bear interest at seven per cent until delinquent; to provide for payment of such assessments over a period of not more than ten years; to require assessment against benefited property under the act of 1949; and to repeal the original sections.

LEGISLATIVE BILL 95. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT relating to highways; to regulate the erection and maintenance of billboards, signs, or other advertising structures along the National System of Interstate and Defense Highways, as prescribed; to provide exceptions; to authorize regulations; to provide for payments; to provide for violations; and to declare an emergency.

LEGISLATIVE BILL 96. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide a four year term of office for members of the Legislature, with one half to be elected each two years and to provide for the transition; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 97. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to repeal section 19-2644, Revised Statutes Supplement, 1959, relating to urban renewal and development.

Ease

The Legislature was at ease from 1:52 until 2:00 p.m.

Wives of the Supreme Court Justices were escorted to the front of the Chamber by General Young and Major Dahlgren.

Mrs. Dwight Burney and Mr. and Mrs. John E. Beaver were escorted to the front of the Chamber by General Campbell and Colonel Bailey.

Mrs. Frank Morrison and family were escorted to the front of the Chamber by General Welch and Colonel J. Jelinek.

Mr. and Mrs. Norman A. Otto were escorted to the front of the Chamber by Major Carpenter.

MOTION—Committee to Escort Railway Commissioners

Mr. President: I move that a committee of three be appointed to escort the members of the Railway Commission. (Signed) John Adams, Sr.

The motion prevailed and the Speaker appointed the following to serve on said committee: Adams, Craft, and McCosh.

The committee retired and subsequently returned and escorted the Railway Commissioners, Wayne R. Swanson, Richard H. Larson, and Joseph J. Brown to the rostrum.

MOTION—Committee to Escort State Officers

Mr. President: I move that a committee of four be appointed to escort the State Auditor, State Treasurer, Attorney General, and Secretary of State. (Signed) Lewis Webb

The motion prevailed and the Speaker appointed the following to serve on said committee: Webb, Skarda, Klaver, and Erlewine.

The committee retired and subsequently returned and escorted Auditor of Public Accounts Ray C. Johnson, State Treasurer Clarence L. E. Swanson, Attorney General Clarence A. Meyer, and Secretary of State Frank Marsh to the rostrum.

MOTION—Committee to Escort Supreme Court Judges

Mr. President: I move that a committee be appointed to escort members and members-elect of the Supreme Court. (Signed) Edwin T. McHugh

The motion prevailed and the Speaker appointed the following to serve on said committee: McHugh, Adamson, Gerdes, Munnelly, Syas, Hasebroock, Rasmussen, Romans, and Wylie.

The committee retired and subsequently returned and escorted Chief Justice Robert Simmons, Justice Edward Carter, Justice Fred Messmore, Justice John Yeager, Justice Adolph Wenke, Justice E. B. Chappell, Justice Paul Boslaugh, Judge Harry Spencer, and Judge Leslie Boslaugh to the rostrum.

MOTION—Committee to Escort Governor-elect Morrison

Mr. President: I move that a committee of five be appointed to escort Governor-elect Frank Morrison. (Signed) J. W. Burbach

The motion prevailed and the Speaker appointed the following to serve on said committee: Burbach, Orme, Kjar, Nelson, and Stryker.

The committee retired and subsequently returned and escorted Governor-elect Frank Morrison to the rostrum.

MOTION—Committee to Escort Governor Burney

Mr. President: I move that a committee be appointed to escort Governor Dwight Burney, the newly elected Lieutenant Governor.
(Signed) Richard D. Marvel

The motion prevailed and the Speaker appointed the following to serve on said committee: Marvel, Vosoba, Moulton, Knight, and Stromer.

The committee retired and subsequently returned and escorted Governor Dwight W. Burney to the rostrum.

Prayer was offered by the Chaplain.

Oaths of Office

The oath was administered to the following State Officers-elect by Chief Justice Robert G. Simmons:

Richard H. Larson, Railway Commissioner

Ray C. Johnson, Auditor of Public Accounts

Clarence L. E. Swanson, State Treasurer

Clarence A. Meyer, Attorney General

Frank Marsh, Secretary of State

The oath was administered to Associate Justice Adolph Wenke and Associate Justice Harry Spencer by Chief Justice Robert G. Simmons.

The oath was administered to Judge Leslie Boslaugh by Associate Justice Paul Boslaugh.

The oath was administered to Dwight W. Burney, Lieutenant Governor, by Chief Justice Robert G. Simmons.

Oath of Office to Governor

The oath was administered to Governor Frank B. Morrison by Chief Justice Robert G. Simmons.

INAUGURAL ADDRESS
OF
GOVERNOR FRANK B. MORRISON

January 5, 1961

Mr. President, Mr. Speaker, Chief Justice and Associate Justices of the Supreme Court, Senators of the 72nd session of the Legislature of the State of Nebraska:

I welcome the opportunity provided by our Constitution of discussing with the Legislature "information of the condition of the State". During the next few weeks as my investigation and studies of state matters proceed, I will submit to you from time to time additional messages on specific subjects.

I want to congratulate each of you on your willingness to serve the people in this important function of our state government. As members of a one-house non-partisan Legislature, you represent a unique development in American government — a development that has favorably identified Nebraska throughout the nation.

My purpose will be to cooperate fully with you in the joint task of state government. In approaching this assignment, we must reject the suggestion that because national and international problems loom so large that the standing and importance of state government has been reduced. We need to remind ourselves and inform the public that now, as always, state and local government retain the primary, if not the exclusive responsibility, in the essential fields of education, police protection, public safety, public welfare and the administration of justice. It is imperative that state and local governments continue their historic responsibilities in these fundamental areas and solve such problems on a local basis.

Nebraska Must Grow

The press has reported correctly that as Governor I shall stress the theme, "Nebraska Must Grow". Growth is the difference between progress and stagnation. Growth is the most important problem facing Nebraska. It effects all economic groups in nearly all areas. Recent census figures show that rural population increased in only eight of our 93 counties. The percentage of loss of rural population in 85 counties ranges from 1% to more than 30%. Half of such counties lost over 12.6%.

During the period of 1954 to 1958 when industry was expanding nationally at a high rate, the preliminary census figures showed that employment in Nebraska in manufacturing had actually decreased. The census figures also show that in the year 1959, when we had relatively good crops, farm income in Nebraska dropped 25.8% from 1958 compared with a national decline of only 12.8%. This 1959 drop in Nebraska's farm income brought it to near the low level of the drouth years of 1955 and 1956. The state's income as a whole during this period has seemed to remain stable only because of national prosperity and the expansion which has occurred in a relatively few cities with new industries and other lines of business that could absorb rural workers.

Human Resources

A state's greatest asset is the quality of its people. In this respect Nebraska has been blessed by sturdy pioneers of many races whose attributes have become nationally recognized. I have great faith in the resourcefulness and ingenuity of Nebraska's people. History testifies to the ability of our people to meet the needs of the times. When the Great Plains was in the process of settlement it was found that the lack of timber constituted an insurmountable obstacle to the building of rail fences. Pioneer homes were built from sod, but there was no local material available for constructing fences. In 1870 a homestead costing $200.00 was not farmable unless fences costing $1,000 could be built. Faced with this situation a farmer named Glidden in 1873, out of necessity, invented barb wire, and this along with the development of windmills enabled the advancing frontiers to move rapidly West. Nebraska's opportunity for discovery is as great today as it ever was. Nebraska's need for discovery is greater than ever before. Now in the beginning stages of historic economic transition, Nebraska must receive from us the support, the leadership, and the encouragement required to produce discovery. The gateway to discovery is research—basic research which cuts pathways through the unknown and applied research which puts known information to practical use. We are pioneering in Nebraska the use of nuclear power, with all of its possibilities and all of its by-products, at a time when there is urgent need for us to push forward our industrialization, our business, our agriculture, our education, and our progress in the solution of social problems. Fortunately, through the vision and wisdom of past decisions, we have already begun our investment in capable people and facilities for research here in Nebraska. We have made a significant beginning at our State University. These are investments which we must protect and add to if we are to help our state make its way successfully from the old to the new, and if we are to contribute our fair share to national progress.

Unfortunately, today too many of our outstanding young people are leaving the state because of what they regard as a lack of industrial opportunities at home. In the case of teachers, recent studies have indicated that some 40% leave. In professional technical fields such as engineering, some three out of four leave Nebraska. The state cannot afford this loss. We must provide, not only education, but inspiration and opportunity to create the proper atmosphere for increased employment opportunities. We must convince our own people that nowhere in the world is there greater opportunity than here in Nebraska. We must let all of American industry know what Nebraska has to offer for industrial expansion.

We are convinced that nowhere in America is there greater opportunity than in this land of solid productive people.

A comparison of the productive capacity of our people with others is demonstrated by the experience of some manufacturers who have located in this state. A good illustration of this kind was recently brought to my attention. A company with a plant on the eastern seaboard located a similar establishment in Nebraska and maintained careful accounting comparisons. They found that the production in Nebraska was 20% more per man hour than in the eastern plant. We propose to let all of America know that Nebraska has the most productive labor force in the nation.

The desire of our people for industrial development was expressed by the passing of Constitutional Amendment No. 1. Your legislative implementation of this amendment is of vital importance. I think the spirit and strength of Nebraska was well described some years ago by an Englishman who visited our state. He visited many points in Nebraska as well as the rest of the Mississippi Valley. When he got home he sat down his thoughts about Americans in general, and people of this region. At the end of his short article he said,

"The Mississippi Valley takes them and makes them into Americans, because the Mississippi Valley is America. The cities of the East and along the Pacific coast are important, but they are not the heart of the Country. They talk more, but they mean less. They travel the world and broaden their minds, but when the ill winds begin to blow it is not the East and the West that stand unshakeable, it is the valley in the middle that cannot be conquered."

It is our business to make this great heartland a little stronger and the pride of our people a little deeper and a little firmer in the years ahead.

Physical Resources

For any state to develop and grow, either in agriculture or in industry, it must have not only competent qualified people, but the essential physical resources. This, Nebraska has. Our state lies in the heartland of the largest single piece of arable land in the world. This land is highly productive if adequate water is available. In this respect our underground water supply is unique due to the Sand Hill area which acts as a giant sponge in catching and retaining water as a reservoir for underground movement. By expanding watershed development we can greatly increase the capacity of this sponge. It is estimated, from stream flows, that an average of about 8 million acre feet of water flows out of the State of Nebraska annually without being utilized. Some of this runoff contributes to destructive flooding and is, thus, detrimental rather than being beneficial to the state.

It is imperative that we have an accelerated water conservation program. Nebraska has made considerable progress in the development of the State's ground water resources during recent years, yet we are currently utilizing only about 30% of the average annual recharge to ground water. This is an amount approximating the eight million acre feet of water discharged by the streams leaving Nebraska. All of this ground water recharged cannot be used without eventually reducing stream flows, but the use of half of the annual recharge would not cause a serious reduction. Some local areas in the state are, in comparison to recharge, over-developed for irrigation. We must arrive at a better geographic distribution of ground water use and work toward some increase in recharge of our ground water supplies in areas where there is large water development. We can continue to stabilize agricultural production through irrigation from both surface and ground water sources, and should work toward the development of water supplies for industrial as well as agricultural use.

Education

Our youth is our most important product and its education constitutes the foundation for full development of all human and material resources. Education means classroom teaching, together with both basic and applied research. If we are to compete in today's world, we must step up the tempo of education. The development of the human mind in its application to research and economic progress is essential to our survival. The educational structure of this state can, and must, remain second to none. Adequate budgets for higher education are only the beginning in this area. The teacher must be impressed with the fact that he has greater responsibility than any other single segment of our society. We must let him know that we expect him to assume full responsibility for this roll. In our approach to educational needs we must always keep our schools and colleges free from partisan and personal political pressures and manipulations. We must protect the psychological climate for free development of independence and pride in the excellence of our schools.

The atomic plant at Hallam, Nebraska gives us the needed springboard in connection with the University of Nebraska to lead the nation in the practical application of nuclear physics. The College of Agriculture is doing research which holds hope for vital progress in the utilization of our agricultural potential. We propose to aid this program.

In today's world of chemistry and physics ingenious people need only clear water, fresh air, and plenty of space to meet the need of a rapidly expanding industrial society.

The Future of Agriculture

Agriculture, the foundation of the Nebraska economy since the soldiers at Fort Atkinson turned the first sod 140 years ago, remains the state's most important single source of personal income, being 14% of the total. This is not as large a segment as it should be, for in relation to costs of production the farmer's return has dwindled, in many cases to the point of insolvency and eventual departure from the farm. The family size farm, the historic backbone of our culture and economy, is disappearing at an alarming rate. And yet in my opinion, the outlook for Nebraska agriculture in the years ahead is surprisingly favorable. This is due to several factors:

First: Strong measures are being taken to regain lost markets through (1) the Agricultural Products Industrial Utilization program made possible by L.B. 722 of our 1959 session. By this program Nebraska has provided leadership looking to development, through applied research, of new and improved industrial uses for our produce and new crops to replace acreage now in surplus cereal grains; (2) integrated programs of market development such as that of the wheat growers; (3) Food for Peace, barter plans, and other programs designed to stimulate the use throughout the world of our farm products. We propose vigorous leadership in all of these areas.

Second: We propose a continuation of the Governor's Breadbasket Conferences and propose to expand, in cooperation with the federal government, our Food for Peace Program.

Third: Our capacity for expanded crop yields, utilizing the latest methods of soil and varietal improvement and drawing on vast supplies of surface and underground water for irrigation, places us in a most favorable position in case the need should develop for more food production. The world's booming population, coupled with either increased purchasing power or production deficiences elsewhere, could produce this result.

Fourth: Potential success in bringing new industry to Nebraska will provide local markets for farm produce. The addition of processing plants will provide a better price structure through elimination of heavy freight costs on the waste or by-products, enabling us to compete more effectively in distant markets.

Full utilization of our potential can make Nebraska the No. 1 farming state of the nation—this is our eventual goal.

Highways

Nebraska ranks near the bottom of all states in the number of miles of interstate highway construction. I am convinced of the necessity of doing everything possible to expedite completion of the interstate highway and expect to give priority to reviewing the operation of the highway department. We are making some encourging progress at the present time. The interstate highway is as essential to our economic progress now as the railroad was yesterday. An adequate network of hard-surfaced roads must be given new emphasis.

To further this end, I recommend for your consideration the granting of executive authority to the Highway Commission.

Traffic Safety

Slaughter on our highways is of deep concern to all of us. Progress in reducing traffic fatalities has been made during the past two years.

We plan to cooperate with all existing safety agencies to improve co-ordination and accentuation of effort through a Civilian Safety Director responsible to the Governor.

Civil Defense

We are living in a dangerous and explosive world. The atomic bomb and lethal weapons cast a deep cloud across the horizon. We must be prepared for survival. We must promote programs for self-preservation, including emphasis on the need for each family to provide its own underground bomb shelter.

Taxation

Our present tax structure, while superior to most states, leaves something to be desired. No tax is popular. Taxes have been a burden to mankind since long before the time of Christ. Fantas Factory Locating Service has informed me that, taken as a whole, our present tax structure is favorable to industry because of a lack of corporate income tax.

Our present property tax even in the absence of a general income and sales tax is lower than most states.

I have instructed our Tax Commissioner to become a member of a committee of three to make an immediate study with reference to tax policy, the findings and recommendations of which I shall report to you at a later date.

Industrial Development

We stand in great need of Industrial expansion. I can report to you that many industries look favorably on Nebraska as an area of expansion. My administration will place new emphasis in this area.

The Governor's office has need for a full time industrial development co-ordinator to synchronize the activity of a dozen different agencies now working in industrial development. I recommend to you the creation of such an office.

Our Resources Division is making progress in this area and gives great promise for the future.

A balanced economy demands industrial development. The impact of the Governor's office, we feel can be helpful in this area.

We propose the adoption of a ten year industrial development program, the general outline of which will emerge during the next two years.

Development of Tourism

Many states have found that their economy is greatly strengthened by the development of tourism within their borders. I read a newspaper report recently that a sister state expects to provide 50,000 to 100,000 new jobs in the next ten years by attracting tourists.

I expect to appoint a special committee to work with existing agencies of government in order to explore fully the measures which might be taken to utilize our many tourist attractions.

Governmental Economy and Efficiency

The taxpayer has a right to demand honest, efficient and business like government. Under my administration new emphasis will be given to the consolidation of functions, improved data processing and storage of records. Existing services have outgrown the capitol building and we are now spending $200,000.00 annually for space outside the state house. This is only the beginning unless we take action to solve this problem. It is inevitable that all departments of government would like to expand. Your function and mine is to limit that expansion to absolutely essential functions. Unchecked expansion of all departments of government can become a malignant cancer which will eventually strangle and destroy not only our progress but our free democratic society. Looking toward conservation of space and personnel and more efficiency of operation, I recommend for your immediate consideration and adoption, the following suggestions of your Legislative Council Committee on state government reorganization:

1. Revenue and finance: That the responsibility for the administering and collecting of the motor vehicle fuel tax, the special fuel tax, the cigarette tax and severance tax, be transferred from the Department of Agriculture and Inspection to the State Tax Commissioner, and that the State Tax Commissioner supervise the collection and administration of all cash funds now being paid into the various departments which collect cash receipts.

2. Central Data Processing Department: that the 1961 Legislature establish a full scale central data processing department of state government to be financed by a general fund biennial appropriation; that the business machine equipment to be used in the department's operation be rented or purchased from the State Purchasing Department by competitive bid; that any laws now existing which would hinder the use of the central data processing department by any and all state departments be amended by the Legislature in such a manner as to allow the central data processing department to operate on an all inclusive basis. This central data processing department would replace the present so-called central accounting system.

3. Micro-filming of state records: The enactment of a Records Management Act to apply to both state and local governments in Nebraska, the act to be modeled after the suggested law included in the 1960 program for the Committee on State Officials on suggested state legislation of the Council of state governments; that the act specify that an existing official be given the responsibility of acting as state records administrator who shall consult with the director of the State Historical Society prior to the disposition of state records.

For the purpose of centralizing control and improving responsibility of state government, I call to your attention and recommend for your consideration, paragraph number five of the aforementioned report under the title State Racing Commission: That the State Racing Commission be required to submit a regular biennial budget request the same as other state expending agencies or commissions, and that all fees accruing to the Racing Commission be appropriated in the State's biennial budget in dollar figures.

For further tax savings we recommend for your consideration the findings of the Callen Committee on governmental reorganization with specific attention to the Purchasing Department and the advantages to be gained through enlarging the area of competitive bidding. We recommend also for your consideration, the creation of a motor pool looking toward the more efficient and effective use of state automobiles.

To improve the efficiency and effectiveness of the administration of State institutions we advocate the abolition of the Board of Control of State institutions. I would like to call your attention to the report of the Legislative Council Study Committee in this area.

We recommend that in lieu of the present Board of Control there be created a Board of Institutions which shall have policy making authority and shall serve the same function in connection with State institutions that a school board does in connection with your local school districts. In other words, this Board should be a policy Board and, as such, the Governor would have access to the talents of the most highly qualified public spirited citizens of the State of Nebraska as potential members of such Board. This Board of State Institutions should have a membership of from five to seven members at your discretion. This Board of State Institutions could tremendously increase the efficiency and effectiveness of many of the State institutions through the appointment of a professional director with assistant directors in the fields of penology, mental health and other services presently under the Board of Control with a specific exception which I herein mention:

We recommend that the Welfare Department be created as a separate agency outside of the jurisdiction of the Board of State Institutions.

We also recommend that the School for Retarded Children be removed from the jurisdiction of the Board of Institutions and placed under the supervision of the Department of Education.

We invite your attention to the fact that it is now costing the people of Nebraska $14,000 annually for each patient being treated at the State Tuberculosis Hospital. This increased cost per patient is due to the diminishing number of tubercular patients in the State of Nebraska. We recommend that the Legislative Council make an interim study of this and other special medical problems for which the state has traditionally accepted responsibility—the purpose of this study being to give more efficient and effective service in the area.

Conclusion

We meet here today on this historic occasion in one of the most beautiful governmental buildings in all the world. Our fathers have carved here in stone, admonitions to guide us.

My hope and my prayer is that the beauty and inspiration of these surroundings may help us rise to the challenges and opportunities that face us in the months ahead.

I have confidence in your ability and your devotion. It is my privilege and honor to work with you.

May God bless and guide you in your deliberations.

(Signed) Frank B. Morrison

Announcement

Speaker Thompson announced that a reception would be held in the Governor's office.

Governor Morrison was escorted from the Chamber.

Governor Burney was escorted from the Chamber.

The Chief Justice, Associate Justices, and Judges of the Supreme Court were escorted from the Chamber.

The State Officers were escorted from the Chamber.

The Morrison Family and the State Officers' wives were escorted from the Chamber.

RESOLUTIONS

LEGISLATIVE RESOLUTION 1. Re: Appreciation to Governor Dwight W. Burney.

Introduced by John Adams, Sr., 5th District.

WHEREAS, upon the death of the Honorable Ralph G. Brooks, because of which we were all sad, the duties of Governor were assumed by the Honorable Dwight W. Burney; and

WHEREAS, during the months the Honorable Dwight W. Burney was Governor of the great State of Nebraska, he was held in high esteem by the people of this state and a great tribute is due him for the efforts he put forth in performing his duties.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That we express to the Honorable Dwight W. Burney our sincere appreciation for the excellent job while Governor of the great State of Nebraska.

SUSPEND RULES—Adopt LR 1

Mr. President: I move that the rules be suspended and LR 1 be adopted. (Signed) John Adams, Sr.

The motion prevailed with 42 ayes, 0 nays, and 1 not voting, and LR 1 was adopted.

Adjournment

At 3:10 p.m., on a motion by Mr. Nelson, the Legislature adjourned until 10:00 a.m., Friday, January 6, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 6, 1961

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. McHugh who was excused.

Corrections for the Journal

Page 33, line 41, delete "8-302" and insert "18-302".

Page 50, line 11, correct the spelling of the name "Michael".

Page 52, insert "(SEAL)" after line 27.

Page 56, line 34, delete the word "affects" and insert "effects".

Page 60, line 15, delete the word "of" and insert "at".

Page 66, line 13, delete "41" and insert "42".

Invitation

Invitation to the members and their wives to the Annual Meeting Banquet of the Nebraska Cooperative Council on Thursday, February 9, 1961, at the Hotel Cornhusker Ballroom, at 6:30 p.m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 98. By William R. Skarda, Jr., of Legislative District 7.

A BILL FOR AN ACT to amend sections 26-108, 26-113, and 26-114, Reissue Revised Statutes of Nebraska, 1943, relating to courts in cities of the metropolitan and primary classes; to provide that the city council shall approve the bonds of clerks of such courts; to change the system for handling and accounting for receipts of the clerk of such court when located in a city of the metropolitan class; and to repeal the original sections.

LEGISLATIVE BILL 99. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend sections 39-727.01, 39-727.03, and 39-727.04, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to provide for breath or saliva tests to determine intoxication for prescribed purposes; and to repeal the original sections.

LEGISLATIVE BILL 100. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to cities of the metropolitan class; to authorize such cities to tax for revenue, license, and regulate cabin trailers as defined; and to provide for collection of such tax by the county treasurer.

LEGISLATIVE BILL 101. By Marvin E. Stromer of Legislative District 19, George C. Gerdes of Legislative District 41 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 1, of the Constitution of Nebraska, relating to the executive; to provide that the term of the Governor and Lieutenant Governor shall be increased to four years; to provide that such officers shall be of the same political party and shall be elected jointly; to provide for the submission of the proposed amendment to the electors of the general election in November, 1962; to provide the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 102. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to provide for the payment of compensation of bill drafters, legal researchers, correlation clerk, stenographers, and proofreaders, the payments as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, and for the payments to be made for supplies and other incidental expenses incurred by the bill drafting and related services of the Nebraska Legislative Council during the Seventy-second Session, Nebraska State Legislature, commencing January 1, 1961; to appropriate the sum of forty-two thousand dollars and the unexpended balance in Auditor Account No. E6, therefor; and to declare an emergency.

LEGISLATIVE BILL 103. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to provide for the payment of the salaries of members of the Seventy-second Session, Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for a period of two years commencing the first Tuesday in January, 1961; to appropriate the sum of two hundred thirteen thousand one hundred eight dollars therefor; and to declare an emergency.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Stromer requested unanimous consent to add the name of Willard H. Waldo of Legislative District 21 as co-introducer of LB 101. No objections. So ordered.

SUSPEND RULES—Bills to General File

Mr. President: I move that the rules be suspended and that LB 102 and LB 103 be placed on General File. (Signed) Richard D. Marvel.

The motion prevailed with 38 ayes, 0 nays, and 5 not voting.

Visitors

Mr. Burbach introduced Mr. Ferd Pietz from Hartington, Mr. Emil Jansenn from Crofton, and Mr. and Mrs. W. J. Jankiewicz from Verdigre.

Mr. Thompson introduced Mr. and Mrs. Walter Burdick from Rochester, Minnesota. Mr. Burdick served in the Minnesota Senate for twenty years.

MOTION—Appreciation to Sergeant-at-arms

Mr. President: I move that the Nebraska Legislature give Sergeant-at-arms, George L. Santo, a special vote of thanks for the orderly manner in which he arranged all of the many little details in connection with the Inaugural Ceremonies conducted in this Chamber on January 5, 1961. It was a very momentous occasion. (Signed) Hans O. Jensen

Motion prevailed.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 104. By George Syas of Legislative District 4, H. K. Diers of Legislative District 24 and William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend sections 37-503, 37-704, and 37-707, Reissue Revised Statutes of Nebraska, 1943, and section 81-805, Revised Statutes Supplement, 1959, relating to game and fish; to provide the size of mesh of any seine or trap used for taking minnows; to provide an additional requirement for qualification for a fish culture permit; to reduce the frequency of reports required of prescribed permit holders; to authorize agreements providing for reciprocity as prescribed; to provide for the taking of fish from private ponds without penalty as prescribed; to provide for the taking of fish in emergencies created by the drying-up of any stream, lake, or pond; to provide penalties; to repeal the original sections and also sections 37-503.03, 37-503.04, and 37-514, Reissue Revised Statutes of Nebraska, 1943.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Syas requested unanimous consent to add the names of William Moulton of Legislative District 10, George C. Gerdes of Legislative District 41, and Kenneth L. Bowen of Legislative District 32, as co-introducers of LB 104. No objections. So ordered.

Visitors

Mr. McCosh introduced Dr. Purtzer from Scottsbuff and Mr. Robert Downing from Superior.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 105. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 1, of the Constitution of Nebraska, relating to the executive; to provide that the term of office of the Governor and Lieutenant Governor shall be increased to four years; to provide that such officers shall be of the same political party and shall be elected jointly; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 106. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to provide for the payment of compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies, the payments as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, and other incidental expenses incurred during the Seventy-second Session, Nebraska State Legislature, during the biennium ending June 30, 1961; and for the ad interim activities of said Legislature during the biennium ending June 30, 1963; to appropriate the sum of one hundred eighty thousand dollars, and the unexpended balance in Auditor Account Nos. E3, E4, and E5, therefore; and to declare an emergency.

REFERENCE COMMITTEE REPORT

LB	Committee
2	Judiciary
3	Judiciary
4	Judiciary
5	Judiciary
6	Judiciary
7	Judiciary
8	Judiciary
9	Judiciary
10	Judiciary
11	Judiciary
12	Judiciary
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25	Judiciary
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27	Judiciary
28	Judiciary
29	Judiciary
30	Judiciary
31	Judiciary
32	Judiciary
33	Judiciary

LB	Committee
34	Judiciary
35	Judiciary
36	Judiciary
37	Judiciary
38	Judiciary
39	Judiciary
40	Judiciary
41	Judiciary
42	Judiciary
43	Judiciary
44	Judiciary
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46	Judiciary
47	Judiciary
48	Judiciary
49	Judiciary
50	Judiciary
51	Judiciary
52	Judiciary
53	Judiciary
54	Judiciary
55	Judiciary
56	Judiciary
57	Judiciary
58	Government and Military Affairs
59	Government and Military Affairs
60	Government and Military Affairs
61	Judiciary
62	Judiciary
63	Judiciary
64	Judiciary
65	Judiciary
66	Judiciary
67	Judiciary
68	Judiciary
69	Judiciary
70	Judiciary
71	Judiciary
72	Judiciary
73	Judiciary
74	Judiciary
75	Judiciary
76	Judiciary
77	Judiciary
78	Judiciary

LB	Committee
79	Judiciary
80	Judiciary
81	Government and Military Affairs
82	Government and Military Affairs
83	Government and Military Affairs
84	Government and Military Affairs
85	Public Works
86	Government and Military Affairs
87	Government and Military Affairs
88	Public Health and Miscellaneous Subjects
89	Government and Military Affairs
90	Government and Military Affairs
91	Public Works
92	Judiciary
93	Government and Military Affairs
94	Government and Military Affairs
95	Public Works
96	Government and Military Affairs
97	Government and Military Affairs

(Signed) Dwight W. Burney
DWIGHT W. BURNEY
Lieutenant Governor, Chairman

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 107. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT relating to cities and villages, all; to authorize all municipalities organized as such under laws of the State of Nebraska, to levy a special tax each year of not more than two mills on the dollar upon the assessed value of all the taxable property in such municipality, except intangible property, for the purpose of accumulating a special fund to be known as the heavy machinery and equipment fund to be used for the purpose of purchasing heavy machinery and equipment for the municipal street department or the municipal park department; to authorize the governing body of such municipality to anticipate the collection of such tax so levied, and for that purpose to issue bonds, with interest coupons attached, in a sum amounting to ninety per cent of the anticipated proceeds of said special tax over a period of ten years with such bonds to bear interest at not to exceed five per cent per annum; to provide that said bond so issued shall be payable only from the funds derived from such tax; to provide that the proceeds of such special tax shall remain in said fund and used for no other purpose; and to provide for the investment of such fund.

LEGISLATIVE BILL 108. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 17-209, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide that appointive officials and employees of villages shall receive such annual compensation as the chairman and board of trustees may fix by ordinance; to provide maximum compensation; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 109. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend sections 17-541 and 17-543, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide that in cities of the second class and villages which have no board of public works that the water commissioner shall be designated as public works commissioner; to provide when a corporate surety may be used; to repeal the original sections; and to declare an emergency.

MOTION—Statutes, Journals, and Session Laws

Mr. President: I move that the State Librarian be authorized and directed to furnish to each member of the Legislature, the Lieutenant Governor, the Associated Press, the United Press, the World Herald, the Lincoln Journal, the Star, and the Committee on Enrollment and Review, not to exceed fifty copies of the current Reissue Revised Statutes of 1943 and the 1959 Supplement thereto; also the permanent Journals and Session Laws of the Sixty-ninth session, Seventieth session, and Seventy-first session.

(Signed) Richard D. Marvel

The motion prevailed.

Communications

Letter from Ray C. Johnson, Auditor of Public Accounts, as follows:

January 5, 1961

Hugo Srb
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Hugo:

In accordance with Section 84-605, Revised Statutes of 1943, I am enclosing a statement showing the balance of money, securities and effects for which the State Treasurer is accountable and which were delivered to his successor on January 5, 1961, and properly receipted by the new Treasurer, Clarence L. E. Swanson.

Yours very truly,

(Signed) Ray C. Johnson
AUDITOR OF PUBLIC ACCOUNTS

RCJ:lml
Encl.

STATE TREASURER OF NEBRASKA
TRANSFER OF ACCOUNTABILITY
AS OF JANUARY 5, 1961

Exhibits Attached

Cash and Cash Items on Hand—Exhibit I	297,992.55
Cash in Banks—Exhibit II	13,795,909.58
Bank Collateral——Exhibit II	24,584,000.00
Investments and Items Held in Safekeeping—Exhibit III	72,401,498.28
Escheat Estate Personal Property—Exhibit IV	No Value
Total	111,079,400.41

Received of Richard R. Larson, retiring State Treasurer, the within described list of all Cash, Bonds, Notes and Other Assets of the State Treasurer's Office of Nebraska, as of January 5, 1961.

(Signed) Clarence L. E. Swanson

Dated January 5, 1961
Witness Amon L. Sanders
Witness Howard S. Smith

STATE TREASURER OF NEBRASKA
CASH ON HAND
AS OF JANUARY 5, 1961

EXHIBIT I

Cash on Hand	Office Cash	Cash Overage	For Deposit 1-6-61	Total
Coins				
Pennies		.03		.03
Nickels	.05	.10	.10	.25
Dimes	.20	.60	.10	.90
Quarters	.75	1.75		2.50
Halves		1.00		1.00
Currency				
Ones	24.00	21.00		45.00
Fives	60.00	10.00	10.00	80.00
Tens	90.00	10.00		100.00
Twenties	280.00			280.00
Other				
Checks and Warrants	50.00		296,946.20	296,996.20
Returned Checks—To Be Charged Against Depositing Agency	486.67			486.67
Total Cash and Cash Items	991.67	44.48	296,956.40	297,992.55

STATE TREASURER OF NEBRASKA BANK BALANCES AND COLLATERAL AS OF JANUARY 5, 1961

EXHIBIT II

Clearing Accounts

Bank	Location	Bank Balance 1-5-61	Amount of Collateral Securing
First Continental National Bank and Trust Company	Lincoln	3,987,374.09	9,013,000.00
National Bank of Commerce	Lincoln	4,046,590.95	4,775,000.00
First National Bank	Omaha	2,588,182.42	3,900,000.00
The Omaha National Bank	Omaha	2,009,844.00	4,000,000.00
United States National Bank	Omaha	579,583.66	2,000,000.00
The Guardian State Bank	Alliance	221,707.83	257,000.00
Bank of Chadron	Chadron	65,615.49	89,000.00
Platte Valley State Bank	Kearney	219,470.76	300,000.00
Bank of Peru	Peru	35,598.59	50,000.00
The First National Bank	Wayne	41,941.79	50,000.00
Total		13,795,909.58	24,434,000.00
Collateral held to secure deposits of State Racing Commission Omaha National Bank	Omaha		150,000.00
Total Collateral			24,584,000.00

STATE TREASURER OF NEBRASKA INVESTMENTS AS OF JANUARY 5, 1961

EXHIBIT III

Service Annuity Fund			
Bonds—Face Value		5,870,000.00	
Discount		368,559.38	5,501,440.62
Annuity Reserve Fund			
Bonds—Face Value	3,408,000.00		
Premium	2,834.29	3,410,834.29	
Discount		138,187.80	3,272,646.49

Judges' Annuity Fund			
Bonds—Face Value		60,000.00	
Discount		4,587.50	55,412.50
Katie Darby Trust Fund			
Bonds—Face Value			85,000.00
Temporary School Fund—Bonds Held as Interest			
Bonds—Face Value			12,633.55
Agricultural College Endowment Fund			
Bonds—Face Value	708,500.00		
Premium	235.42	708,735.42	
Discount		3,756.56	704,978.86
Bessey Memorial Fund			
Bonds—Face Value		10,000.00	
Discount		968.75	9,031.25
Nebraska Veterans' Aid Fund			
Bonds—Face Value	7,922,500.00		
Premium	33,990.52	7,956,490.52	
Discount		81,761.14	7,874,729.38
Normal School Endowment Fund			
Bonds—Face Value	85,000.00		
Premium	26.54	85,026.54	
Discount		920.93	84,105.61
Permanent School Fund			
Investments—Face Value	22,138,176.83		
Premium	6,348.46	22,144,525.29	
Discount		556,129.13	21,588,396.16

Permanent University Fund			
Bonds—Face Value	329,500.00		
Premium	189.97	329,689.97	
Discount		1,579.38	328,110.59
Nebraska Municipal Retirement Fund			
Bonds—Face Value		220,000.00	
Discount		17,315.61	202,684.39
Nebraska Safety Patrol Retirement Fund			
Bonds—Face Value		537,000.00	
Discount		25,478.12	511,521.88
School Employees' Savings Fund			
Bonds—Face Value	12,152,000.00		
Premium	18,465.42	12,170,465.42	
Discount		429,093.72	11,741,371.70
Surplus Cash Investments			
Investments—Per Custody Receipts		19,500,000.00	
Discount		131,238.45	19,368,761.55
Items Held in Safekeeping			
Department of Veterans' Affairs—Face Value		1,050,000.00	
Board of Educational Lands & Funds—Face Value		3,250.00	
Nebraska Real Estate Commission		50.00	1,053,300.00
Receivables—In Collection			
Nebraska Veterans' Aid Fund Bonds—Face Value		6,000.00	
Nebraska Veterans' Aid Income Fund Interest Coupons		67.50	
Temporary School Fund Interest Coupons		1,306.25	7,373.75
Total			72,401,498.28

STATE TREASURER OF NEBRASKA ESCHEAT—PERSONAL PROPERTY HELD BY STATE TREASURER AS OF JANUARY 5, 1961

EXHIBIT IV

Escheat Estate
Harry T. Broer

Corporation	Share Number	Number of Shares	Par Value	Corporate Status
Great Western Oil Co. Gallup, New Mexico	350	2000	.10	Not Known
Combined Oil Co. San Francisco, California	1665	2850		
	3001	4000		
	1963	3650		
	2350	2000		
	427	7500		
	2242	3000		
	2203	1000		
	26	1000	1.00	Defunct
Little Kingdom Mining Co. Denver, Colorado	1043	5	.01	Defunct

Escheat Estate—Steve Miller

1	Stevens Shotgun, 16 Gauge, Single
1	Suitcase
1	Rockford Pocket Watch
1	Locket Brooch
1	Self Generator Flashlight
1	Zippo Cigarette Lighter
1	Gold Band Ring
1	Locket Ring

Checks Escheated—From Agricultural Refunds Division

Maker	Date	Bank	Amount
Gerald Elwood	1-21-47	First State, Beaver City	1.00
Carl Els, Postal Money Order	7-16-46	#297660	1.00
Watkins and Remington	11-3-45	The Doudre Valley Nat'l. Fort Collins, Colo.	1.00

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 110. By J. O. Peck of Legislative District 26, H. L. Gerhart of Legislative District 15 and Theodore H. McCosh of Legislative District 42.

A BILL FOR AN ACT to amend section 31-801, Reissue Revised Statutes of Nebraska, 1943, relating to watershed districts; to eliminate the provision that a watershed district may only be formed in an area in which is located a city of the primary class; to repeal the original section; and to declare an emergency.

Ease

The Legislature was at ease from 10:31 until 11:00 a.m.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 111. By Kenneth L. Bowen of Legislative District 32, Edwin T. McHugh of Legislative District 3 and J. W. Burbach of Legislative District 14.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide a four-year term of office for members of the Legislature, with one half to be elected each two years and to provide for the transition; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide the manner of submission and form of ballot; and to provide the effective date thereof.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Peck requested unanimous consent to have Peter H. Claussen of Legislative District 16 and Hans O. Jensen of Legislative District 25 added as co-introducers of LB 110. No objections. So ordered.

Officers' Oath of Office

STATE OF NEBRASKA, ss.

We, and each of us, do solemnly swear that we will support the Constitution of the United States, the Constitution of the State of Nebraska, and faithfully discharge the duties of our respective offices to the best of our ability, so help us God.

(Signed) Don Thompson
Speaker

(Signed) Hugo F. Srb
Clerk of the Legislature

(Signed) Francis V. Robinson
Assistant Clerk of the Legislature

(Signed) George L. Santo
Sergeant-at-arms

(Signed) Max Baskins
Assistant Sergeant-at-arms

(Signed) Martin Schroeder
Chaplain

(Signed) Ruby B. Nelson
Postmaster

Subscribed in my presence and sworn to before me this 6th day of January, 1961.

(Signed) Robert B. Simmons
Chief Justice

(SEAL)

Adjournment

At 11:03 a.m., on a motion by Mr. Moulton, the Legislature adjourned until 10:00 a.m., Monday, January 9, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 9, 1961

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Bridenbaugh who was excused.

The Journal for the Fourth Day was approved.

Invitation

Invitation from the Lincoln Veterans Administration Hospital for Open House activities on Sunday, January 15, 1961, from 1:30 p.m. to 4:00 p.m.

RESOLUTIONS

LEGISLATIVE RESOLUTION 2. Re: Dining Facility for Nebraska State Teachers College at Wayne.

Introduced by Peter H. Claussen, 16th District.

WHEREAS, the provisions of section 85-404, Reissue Revised Statutes of Nebraska, 1943, provides that where the University of Nebraska and normal schools under the direction of the Board of Regents or the Board of Education of State Normal Schools shall issue revenue bonds to be paid in part from revenues and fees from facilities other than facilities to be constructed, that the plans for such facility to be constructed, including financing plans, shall be first submitted for approval to the Legislature, if in session, and

WHEREAS, the Board of Education of State Normal Schools has submitted proposed construction plans including the costs and manner of financing for proposed construction of dining room facilities on the campus of Nebraska State Teacher College at Wayne, Nebraska, as follows:

Proposed Construction

DESCRIPTION OF FACILITY AND PURPOSE

The proposed fire-resistant dining facility is designed to provide a dining area sufficiently large to accommodate a total of 750 students in two dining rooms and in addition, two banquet rooms are provided that will seat a total of 160 persons, one of which can be opened to enlarge one of the student dining rooms. Complete food preparation and storage areas are also included in the building. It is expected the basement area will eventually be utilized for a campus grill or snack-bar and for activities associated with a college campus center. Present facilities located in another college building are inadequate for even the present enrollment of the college with no possibility of expansion. Toilet and washroom facilities are provided for men and women.

GENERAL LOCATION

The proposed dining facility will be located in the open campus area north and east of an existing women's dormitory known as Pile Hall; immediately north of college tennis courts and recreation area; it will be bordered on the north by 14th street of the college campus and on the east by an alley bordering the campus.

TYPE OF CONSTRUCTION

The proposed one-story building will be of noncombustible, brick and reinforced concrete construction and will contain approximately 28,000 square feet on the ground floor with a like amount in the basement or excavated area. It will be faced with brick of a similar quality and color that will harmonize with other Wayne College campus buildings. The building will be covered with a flat roof that will meet the best standards of construction. Window frames will be of aluminum. Basement supporting walls will be of poured concrete reinforced with steel reinforcing as will each of the supporting basement columns.

COST AND FINANCING

The following is a careful analysis of the cost of the proposed dining facility and a general description of the plan for financing:

Construction, including contracts, architects fees, equipment and furnishing	$702,000.00
Capitalized interest, equal to one year's maximum interest	38,695.00

Bond Reserve Fund, equal to 2 year's maximum interest	77,390.00
Expenses of financing	21,250.00
Miscellaneous and contingency reserve	10,665.00
—Total of proposed bond issue	$850,000.00

Construction of the proposed building will be financed by the issuance of revenue bonds in the total amount of $850,000 to be dated January 1, 1961, and executed by the Board of Education of State Normal Schools of the State of Nebraska, series of 1961. The bonds to be issued are not an obligation of the State of Nebraska and no tax shall ever be levied to raise funds for the payment thereof or interest thereon. The bonds shall not constitute a debt of the Board of Education of State Normal Schools but shall be payable solely out of the revenues and earnings derived from the operation of the new facility. All operating expenses except utilities will be paid from operating receipts of the facility as provided for by law. All of the bonds are scheduled to be paid by January 1, 1987.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the foregoing plans for proposed construction of dining room facilities on the campus of Nebraska State Teachers College at Wayne, Nebraska, are approved.

MOTION—Request Bill on Re-alignment

Mr. President: I move that we request the Government Committee to introduce a bill for the congressional districts re-alignment.
(Signed) Harold B. Stryker

Mr. Stryker requested a record vote.

Voting in the affirmative, 25:

Adams
Adamson
Bowen
Diers
Erlewine
Fleming
Gerdes
Hasebroock
Jensen
Kjar
Marvel
McCosh
McHugh
Moulton
Orme
Peck
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stryker
Syas
Vosoba
Webb

Voting in the negative, 12:

Brandt
Burbach
Craft
Klaver
Knight
Lautenschlager
Munnelly
Nelson
Romans
Stromer
Thompson
Waldo

Not voting, 6:

Bridenbaugh
Claussen
Forrester
Gerhart
Russillo
Wylie

The Stryker motion prevailed.

Rules

At the request of Mr. Bowen, Mr. Marvel discussed Rule 14, Section 5 of the Rules of the Legislature.

MOTION—Rule Change

Mr. President: I move that a rule change repealing Section 5, Rule 14, be referred to the Rules Committee. (Signed) George Syas

The motion lost with 10 ayes, 30 nays, and 3 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 112. By George C. Gerdes of Legislative District 41, Elvin Adamson of Legislative District 40 and Frank Nelson of Legislative District 28.

A BILL FOR AN ACT to amend section 77-1211, Revised Statutes Supplement, 1959, relating to taxation; to provide for the taxing of livestock held in this state part of the year and outside the state part of the year; to provide for proportional taxation on a reciprocal basis; to provide procedures; to provide penalties; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Gerdes requested unanimous consent to add the names of Theodore H. McCosh of Legislative District 42, George H. Fleming of Legislative District 43, J. W. Burbach of Legislative District 14 and J. O. Peck of Legislative District 26, as co-introducers of LB 112. No objections. So ordered.

LEGISLATIVE BILL 113. By Fern Hubbard Orme of Legislative District 20, H. K. Diers of Legislative

District 24 and Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT to amend sections 43-523, 68-310, 68-701, 68-703, 68-705, 68-706, 68-709, 68-710, 68-712, and 81-102, Reissue Revised Statutes of Nebraska, 1943, and sections 68-703.01, 81-101, and 81-103, Revised Statutes Supplement, 1959, relating to public welfare; to establish the Department of Public Welfare as an executive department; to provide for the appointment of a Director of Public Welfare as head of the Department of Public Welfare; to provide the term of office, qualifications, and salary of the director; to define functions, powers, and duties of the Department of Public Welfare and the director; to provide for the transfer, reallocation, and assignment of existing powers, and duties from the Board of Control, State Division of Public Welfare, State Board of Public Welfare, and State Director of Public Welfare to the Department of Public Welfare and the director thereof; to provide for transfer of furniture, equipment, and other physical property as prescribed; to provide for a seal and the effect thereof; and to repeal the original sections and also section 68-702, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 114. By Harold B. Stryker of Legislative District 17, Hans O. Jensen of Legislative District 25 and Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT to amend sections 2-2502 and 2-2503, Revised Statutes Supplement, 1959, relating to agriculture; to change from an advisory to an administrative committee; to create the Nebraska Agricultural Products Research Committee and to charge it with administration of the Nebraska Agricultural Products Research Fund; to provide for continuation of the terms of office of the members of the present committee; to provide a per diem for certain members of the committee; and to repeal the original sections.

LEGISLATIVE BILL 115. By H. K. Diers of Legislative District 24, Edwin T. McHugh of Legislative District 3 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend section 72-1007, Revised Statutes Supplement, 1959, relating to the State Institutional and Military Department Building Fund; to provide that three hundred twenty-five thousand dollars of such fund shall be transferred to the State Board of Education for the use of the Nebraska Vocational Technical School; to provide for deduction of such amount from future allocations; to repeal the original section; and to declare and emergency.

LEGISLATIVE BILL 116. By George Syas of Legislative District 4, George C. Gerdes of Legislative District 41 and William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend sections 81-815.03, 81-815.05, 81-815.10, and 81-815.19, Revised Statutes Supplement, 1959, relating to boats; to clarify provisions respecting numbering, fees, and renewal registration; to provide means and standards for determining intoxication as prescribed; to provide penalties for violation of rules and regulations of the Game, Forestation and Parks Commission; to increase prescribed penalties; and to repeal the original sections.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Syas requested unanimous consent to add the names of William R. Skarda, Jr. of Legislative District 7, Kenneth L. Bowen of Legislative District 32 and H. K. Diers of Legislative District 24, as co-introducers of LB 116. No objections. So ordered.

LEGISLATIVE BILL 117. By George Syas of Legislative District 4, Kenneth L. Bowen of Legislative District 32 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT to amend section 37-501, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to authorize the issuance of permits for the killing of wild turkeys and the regulation thereof as prescribed; to provide an exception; to provide fees; to provide for tagging and storage after the close of any season; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Syas requested unanimous consent to add the names of William Moulton of Legislative District 10, H. K. Diers of Legislative District 24 and William R. Skarda, Jr. of Legislative District 7, as co-introducers of LB 117. No objections. So ordered.

LEGISLATIVE BILL 118. By Willard H. Waldo of Legislative District 21, Albert A. Kjar of Legislative District 36 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT to amend section 51-403, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Public Library

Commission; to increase the maximum amount that may be paid to the executive secretary; to provide when a change in such salary may become operative; and to repeal the original section.

Reference Committee Report

LB	Committee
98	Government and Military Affairs
99	Public Health and Miscellaneous Subjects
100	Revenue
101	Government and Military Affairs
104	Agriculture
105	Government and Military Affairs
106	Budget
107	Revenue
108	Government and Military Affairs
109	Government and Military Affairs
110	Public Works
111	Government and Military Affairs

(Signed) Dwight W. Burney
Chairman

SUSPEND RULES—Consider Bills on General File

Mr. President: I move that the rules be suspended and we consider LB 102 and LB 103 on General File. (Signed) William Moulton

The motion prevailed with 40 ayes, 0 nays, and 3 not voting.

General File

LEGISLATIVE BILL 102. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 103. Read and considered.

Advanced to E and R for review.

Announcement

Mr. Peck announced that the following members would meet immediately after adjournment in the West Senate Lounge for the purpose of discussing proposed legislation on industrial development: Thompson, Vosoba, Kjar, Knight, Marvel, Fleming, McCosh, Gerdes, Gerhart, Jensen, Lautenschlager, Diers, Staubitz.

Adjournment

At 11:08 a.m., on a motion by Mr. Jensen, the Legislature adjourned until 10:00 a.m. Tuesday, January 10, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 10, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bridenbaugh and McHugh who were excused.

Corrections for the Journal

Page 87, line 13, delete the period after the word "transfer" and insert a comma.

The Journal for the Fifth Day was approved as corrected.

Communication

Letter from Angelo A. Rizzuto of New York City stating a complaint against the County Court of Douglas County, Nebraska, regarding the estate of Frank S. Rizzuto.

Member Excused

Mr. Bowen was excused at 10:15 a.m. for the rest of the day.

RESOLUTIONS

LEGISLATIVE RESOLUTION 2.

LR 2 was adopted with 39 ayes, 0 nays, and 4 not voting.

Visitors

Mr. Diers introduced Mrs. Richard Diers, Arthur and Lynda Nelson of Gresham, Nebraska.

Mr. Knight introduced Mrs. Vivian Hornby and sixteen students from Malcolm Public School No. 148, and two mothers.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 2	Wednesday, January 18, 1961	2:00 p.m.
LB 3	Wednesday, January 18, 1961	2:00 p.m.
LB 4	Wednesday, January 18, 1961	2:00 p.m.
LB 5	Wednesday, January 18, 1961	2:00 p.m.
LB 6	Wednesday, January 18, 1961	2:00 p.m.
LB 7	Wednesday, January 18, 1961	2:00 p.m.
LB 8	Wednesday, January 18, 1961	2:00 p.m.
LB 9	Wednesday, January 18, 1961	2:00 p.m.
LB 10	Wednesday, January 18, 1961	2:00 p.m.
LB 11	Wednesday, January 18, 1961	2:00 p.m.
LB 12	Wednesday, January 18, 1961	2:00 p.m.
LB 13	Wednesday, January 18, 1961	2:00 p.m.
LB 14	Wednesday, January 18, 1961	2:00 p.m.
LB 15	Wednesday, January 18, 1961	2:00 p.m.
LB 16	Wednesday, January 18, 1961	2:00 p.m.
LB 17	Wednesday, January 18, 1961	2:00 p.m.
LB 18	Wednesday, January 18, 1961	2:00 p.m.
LB 19	Wednesday, January 18, 1961	2:00 p.m.
LB 20	Wednesday, January 18, 1961	2:00 p.m.
LB 21	Wednesday, January 18, 1961	2:00 p.m.
LB 22	Wednesday, January 18, 1961	2:00 p.m.
LB 23	Wednesday, January 18, 1961	2:00 p.m.
LB 24	Wednesday, January 18, 1961	2:00 p.m.
LB 25	Wednesday, January 18, 1961	2:00 p.m.
LB 26	Wednesday, January 18, 1961	2:00 p.m.
LB 27	Wednesday, January 18, 1961	2:00 p.m.
LB 28	Wednesday, January 18, 1961	2:00 p.m.
LB 29	Wednesday, January 18, 1961	2:00 p.m.
LB 30	Wednesday, January 25, 1961	2:00 p.m.
LB 31	Wednesday, January 25, 1961	2:00 p.m.
LB 32	Wednesday, January 25, 1961	2:00 p.m.
LB 33	Wednesday, January 25, 1961	2:00 p.m.
LB 34	Wednesday, January 25, 1961	2:00 p.m.
LB 35	Wednesday, January 25, 1961	2:00 p.m.
LB 36	Wednesday, January 25, 1961	2:00 p.m.
LB 37	Wednesday, January 25, 1961	2:00 p.m.
LB 38	Wednesday, January 25, 1961	2:00 p.m.
LB 39	Wednesday, January 25, 1961	2:00 p.m.
LB 40	Wednesday, January 25, 1961	2:00 p.m.
LB 41	Wednesday, January 25, 1961	2:00 p.m.
LB 42	Wednesday, January 25, 1961	2:00 p.m.
LB 43	Wednesday, January 25, 1961	2:00 p.m.
LB 44	Wednesday, January 25, 1961	2:00 p.m.

LB 45	Wednesday, January 25, 1961	2:00 p.m.
LB 46	Wednesday, January 25, 1961	2:00 p.m.
LB 47	Wednesday, January 25, 1961	2:00 p.m.
LB 48	Wednesday, January 25, 1961	2:00 p.m.
LB 49	Wednesday, January 25, 1961	2:00 p.m.
LB 50	Wednesday, January 25, 1961	2:00 p.m.
LB 51	Wednesday, January 25, 1961	2:00 p.m.
LB 52	Wednesday, January 25, 1961	2:00 p.m.
LB 53	Wednesday, January 25, 1961	2:00 p.m.
LB 54	Wednesday, January 25, 1961	2:00 p.m.
LB 55	Wednesday, January 25, 1961	2:00 p.m.
LB 56	Wednesday, January 25, 1961	2:00 p.m.
LB 57	Wednesday, January 25, 1961	2:00 p.m.

SUSPEND RULES—Hearing on LB 106

Mr. President: I move that the Rules be suspended and the Budget Committee be permitted to conduct a public hearing on LB 106 on Wednesday, January 11, at 2:00 p.m. (Signed) Richard D. Marvel

The motion prevailed with 38 ayes, 0 nays, and 5 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 119. By Marvin E. Stromer of Legislative District 19, Fern Hubbard Orme of Legislative District 20 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT to amend section 79-1239, Revised Statutes Supplement, 1959, relating to schools; to provide certification of teachers registering their certificate; to provide for certification of teachers failing to register their certificates and the effect thereof; and to repeal the original section.

LEGISLATIVE BILL 120. By Sam Klaver of Legislative District 6 and John Adams, Sr. of Legislative District 5.

A BILL FOR AN ACT to amend sections 20-101 and 20-102, Reissue Revised Statutes of Nebraska, 1943, relating to civil rights; to extend the full and equal enjoyment of all persons of the state to the accommodations, advantages, facilities and privileges of motels, trailer courts, and taverns; to increase the penalties for violation of the provisions of section 20-101, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 121. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT relating to crimes and punishments; to provide when it shall be unlawful to refuse to surrender use of a party line telephone or to request the surrender thereof; and to provide a penalty.

LEGISLATIVE BILL 122. By Cecil Craft of Legislative District 38 and George H. Fleming of Legislative District 43.

A BILL FOR AN ACT to amend section 5-101, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to reapportion the state for the election of representatives from the State of Nebraska to the Congress of the United States; and to repeal the original section.

LEGISLATIVE BILL 123. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT specifically to appropriate the sum of three thousand seven hundred thirty-six dollars and fifteen cents, or so much thereof as may be necessary, out of the General Fund of the State of Nebraska to pay the premiums on the official bonds of the State Treasurer and deputy state treasurer for the term commencing January 5, 1961; to pay the premiums for policy of insurance on money and securities in connection with the office of the State Treasurer, for the period ending January 3, 1963; and to declare an emergency.

LEGISLATIVE BILL 124. By Arnold Ruhnke of Legislative District 22, Kenneth L. Bowen of Legislative District 32 and Frank Nelson of Legislative District 28.

A BILL FOR AN ACT to amend section 79-311, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the consolidation of two or more counties into county superintendent districts; to provide procedures for the formation of such districts; to provide for elections; to provide duties for various public officers; to provide for salaries; to provide for duties of a district superintendent; to provide for dissolution of such district; to harmonize provisions with previous legislation; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Ruhnke requested unanimous consent to have H. L. Gerhart of Legislative District 15 added as co-introducer of LB 124. No objections. So ordered.

LEGISLATIVE BILL 125. By Richard D. Marvel of Legislative District 31.

A BILL FOR AN ACT to amend section 54-134, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to eliminate Kearney County from the brand inspection area; and to repeal the original section.

LEGISLATIVE BILL 126. By John P. Munnelly of Legislative District 8 and Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 77-1611, Revised Statutes Supplement, 1959, relating to revenue and taxation; to reduce the head tax; to reduce the age limit of persons subject to such head tax; and to repeal the original section.

LEGISLATIVE BILL 127. By Theodore H. McCosh of Legislative District 42 and William Moulton of Legislative District 10.

A BILL FOR AN ACT relating to health; to create a Board of Registration for Sanitarians; to define terms; to provide qualifications for registration as sanitarians or sanitarians in training; to provide for the appointment of members of the board, their qualifications, duties, terms of office, compensation, and removal; to provide for examinations; to provide for fees and the disposition thereof; to provide for the suspension or revocation of registration; to provide for reciprocity; to make certain acts unlawful; to provide penalties; and to provide for severability.

LEGISLATIVE BILL 128. By M. M. Forrester of Legislative District 35, Lewis Webb of Legislative District 39 and Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend sections 60-1601, 60-1602, and 60-1609, Reissue Revised Statutes of Nebraska, 1943, relating to cabin trailers; to redefine cabin trailer; to provide a nonrefundable fee for a cabin trailer permit plate; to provide a fee for a registration plate on any cabin trailer used on the streets and highways of this state; and to repeal the original sections.

LEGISLATIVE BILL 129. By John P. Munnelly of Legislative District 8 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to villages; to provide for acquisition of off-street parking facilities; to provide the procedure therefor; and to declare an emergency.

Reference Committee Report

LB	Committee
112	Revenue
113	Government and Military Affairs
114	Agriculture
115	Budget
116	Public Health and Miscellaneous Subjects
117	Agriculture
118	Miscellaneous Appropriations and Claims

(Signed) Dwight W. Burney
Chairman

Announcement

Speaker Thompson announced that immediately after adjournment this morning, a meeting will be held of all the standing committee chairmen, or vice-chairmen, in the West Senate Lounge.

Adjournment

At 10:33 a.m., on a motion by Mr. Diers, the Legislature adjourned until 10:00 a.m., Wednesday, January 11, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 11, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Adams who was excused.

The Journal for the Sixth Day was approved.

Member Excused

Mr. Russillo was excused at 10:15 a.m. for the remainder of the day.

MOTION—Appreciation

Mr. President: I move that the Clerk of the Legislature be instructed to send a vote of thanks to the Milford Chamber of Commerce for the fine entertainment afforded the members of the Legislature last evening. (Signed) Willard H. Waldo and Marvin E. Stromer

Motion prevailed.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 130. By Hans O. Jensen of Legislative District 25 and Elvin Adamson of Legislative District 40.

A BILL FOR AN ACT relating to taxation; to provide a formula for the determination of the actual value of livestock for purposes of assessment for taxation; and to provide duties for prescribed public officers.

LEGISLATIVE BILL 131. By Elvin Adamson of Legislative District 40 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT to amend section 75-508, Reissue Revised Statutes of Nebraska, 1943, relating to common carriers; to provide that nothing in the provisions of sections 75-501 to 75-512, Reissue Revised Statutes of Nebraska, 1943, shall prevent the carriage, storage, or handling of freight free, or at reduced rates for school districts to and from fairs and from fairs and expositions for exhibition thereat; and to repeal the original section.

LEGISLATIVE BILL 132. By Sam Klaver of Legislative District 6, William R. Skarda, Jr. of Legislative District 7 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend sections 9-108, 9-114, 9-116, and 9-117, Revised Statutes Supplement, 1959, relating to bingo; to reduce the minimum age for qualification to play bingo; to provide that the prize shall be at least fifty per cent of the net proceeds, after tax, at each session of bingo; to prescribe a form; to correct an erroneous internal reference; and to repeal the original sections.

LEGISLATIVE BILL 133. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 76-710.01, Revised Statutes Supplement, 1959, relating to eminent domain; to provide that damages shall include the loss by a destruction of the business and the loss of income by the owner on account of the real estate being taken; and to repeal the original section.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 85	Monday, January 16, 1961	2:00 p.m.
LB 91	Monday, January 16, 1961	2:00 p.m.
LB 110	Tuesday, January 17, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 102. Placed on Select File.

LEGISLATIVE BILL 103. Placed on Select File.

(Signed) William B. Brandt, Chairman

Reference Committee Report

LB	Committee
118	Re-referred from Miscellaneous Appropriations and Claims to Revenue
119	Education
120	Labor and Public Welfare
121	Judiciary
122	Government and Military Affairs
123	Budget
124	Government and Military Affairs
125	Agriculture
126	Revenue
127	Public Health and Miscellaneous Subjects
128	Revenue
129	Public Health and Miscellaneous Subjects

(Signed) Dwight W. Burney
Chairman

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 104	Wednesday, January 18, 1961	2:00 p.m.
LB 114	Wednesday, January 18, 1961	2:00 p.m.
LB 117	Wednesday, January 18, 1961	2:00 p.m.

SUSPEND RULES—Consider Bills on Select File

Mr. President: I move that the rules be suspended and we consider LB 102 and LB 103 on Select File. (Signed) Richard D. Marvel

The motion prevailed with 38 ayes, 0 nays, and 5 not voting.

SELECT FILE

LEGISLATIVE BILL 102. Advanced to E and R for engrossment.

LEGISLATIVE BILL 103. Advanced to E and R for engrossment.

MOTION—Withdraw LB 71

Mr. President: I move that LB 7I be withdrawn for the reason that, because of duplication of efforts, it is identical to LB 61. (Signed) Joe T. Vosoba, Chairman, Committee on Judiciary

Motion pending. Laid over.

SUSPEND RULES—Withdraw LB 100

Mr. President: I move that the rules be suspended and LB 100 be withdrawn. (Signed) William R. Skarda, Jr.

The motion prevailed with 40 ayes, 0 nays, and 3 not voting, and LB 100 was withdrawn.

Announcements—Committee Meetings

Mr. Peck announced that the Committee on Committees will meet immediately following adjournment this morning in the West Senate Lounge.

Mr. Diers announced that the Legislative Council Executive Board will meet immediately following the meeting of the Committee on Committees.

Adjournment

At 10:20 a.m., on a motion by Mr. Lautenschlager, the Legislative adjourned until 10:00 a.m., Thursday, January 12, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 12, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Seventh Day was approved.

Communication

Letter from Lucien T. Trumenne of Lewiston, Maine relative to personal suffrage and to his petition regarding the 17th Amendment to the U. S. Constitution.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 107	Friday, January 20, 1961	2:00 p.m.
LB 112	Friday, January 20, 1961	2:00 p.m.
LB 118	Friday, January 20, 1961	2:00 p.m.

Government and Military Affairs

LB 58	Friday, January 20, 1961	2:00 p.m.
LB 59	Friday, January 20, 1961	2:00 p.m.
LB 60	Friday, January 20, 1961	2:00 p.m.
LB 81	Thursday, January 26, 1961	2:00 p.m.
LB 82	Thursday, January 26, 1961	2:00 p.m.
LB 83	Thursday, January 26, 1961	2:00 p.m.

Public Health and Miscellaneous Subjects

LB 88	Wednesday, January 25, 1961	2:00 p.m.
LB 99	Wednesday, January 25, 1961	2:00 p.m.
LB 116	Thursday, January 26, 1961	2:00 p.m.

Education

LB 119	Tuesday, January 17, 1961	2:00 p.m.

Members Excused

Messrs. Adamson, Russillo and Skarda were excused for Friday, January 13, 1961.

Visitors

Mr. Marvel introduced Mrs. DuReece Gehring, Mrs. Beth Miller, Lynn Garey and Robert Garey from Hastings.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Russillo requested unanimous consent to have his name added as co-introducer of LB 98 and LB 99. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 134. By Fern Hubbard Orme of Legislative District 20, Willard H. Waldo of Legislative District 21 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to provide for the submission to the electors of Nebraska the question of the calling of a constitutional convention.

LEGISLATIVE BILL 135. By Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT to amend section 64-106, Reissue Revised Statutes of Nebraska, 1943, relating to notaries public; to provide that a rubber stamp may be used by county and general notaries public; to provide requirements for the stamp; to provide the force and effect of the use of the stamp; and to repeal the original section.

LEGISLATIVE BILL 136. By Michael P. Russillo of Legislative District 9, Cecil Craft of Legislative District 38 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT relating to highways; to establish rules of the road for freeways; to define terms; to provide penalties; to provide duties for certain officers as prescribed; to amend sections 39-723, 39-723.01, 39-723.02, 39-728, 39-746, 39-751, 39-7,108, 39-7,110, 39-7,112, 39-7,115, 39-1337, 39-1339, and 60-437, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Visitors

Mr. Klaver introduced former Senator Herbert Duis and Mrs. Duis.

Mr. Claussen introduced former Senator Lem Schultz and Mrs. Schultz of Rogers.

Mr. Staubitz introduced Mr. Alvin Brown of Kearney.

LEGISLATIVE BILL 137. By Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT relating to cities and villages, all; to authorize municipalities in Nebraska, without petition or the prior creation of a street improvement district therefor, to order the grading, curbing, guttering and paving of any unpaved gaps in its paved street system that have not been curbed, guttered, or paved, for a distance not to exceed two blocks; to authorize municipalities, without petition or the prior creation of a street improvement district therefor, to order the grading, curbing, guttering and paving of side streets connecting with major traffic streets for a distance not to exceed one block from such major traffic street so as to provide proper and safe vehicular access to and from such major traffic street; to authorize the levy and collect special taxes and assessments upon the lots and parcels of real estate adjacent to or abutting upon the said street portions improved as prescribed, to defray the cost and expense of said improvements; to provide the procedure for levying, equalizing and collecting such special assessments, and financing generally such improvements; and to declare an emergency.

LEGISLATIVE BILL 138. By Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT relating to cities of the first class; to authorize cities of the first class to create districts within the city limits and the territory one mile beyond the city limits for the construction of storm water sewers therein, as prescribed; to provide for filing of protests and effect thereof; to provide that upon the completion of the improvement, the mayor and city council may levy and equalize special assessments against the parcels of real property located in such improvement district in proportion to benefits from the improvement; to provide that for the purpose of paying the cost of constructing the storm sewers and appurtenances and acquiring land easements as a right-of-way for the same, the mayor and city council shall have the power to issue bonds as prescribed; to provide for payment of such bonds; and to declare an emergency.

LEGISLATIVE BILL 139. By Marvin Lautenschlager of Legislative District 30, George Syas of Legislative District 4 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT relating to county attorneys; to provide that, in counties having a population of twenty-five thousand inhabitants or more but less than two hundred thousand inhabitants, the positions of county attorney and deputy county attorney may be full-time positions; to make certain acts unlawful; and to provide penalties.

LEGISLATIVE BILL 140. By Harold B. Stryker of Legislative District 17, Albert A. Kjar of Legislative District 36 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT relating to cities and villages; to authorize any municipality in the State of Nebraska to have and exercise police jurisdiction over airports, parks, waterworks, sewage disposal plants, or any other municipal facility owned, controlled, or operated by such municipality, which is located beyond the corporate limits of such municipality and with the same force and effect as though the same were located within the corporate limits of such municipality; and to declare an emergency.

LEGISLATIVE BILL 141. By William B. Brandt of Legislative District 2 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend sections 48-132, 48-133, and 48-137, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide when the limitation of action shall take effect in the event of a dependent of an injured employee or a dependent with a physical or mental incapacity; and to repeal the original sections.

Reference Committee Report

LB	Committee
130	Revenue
131	Public Works
132	Government and Military Affairs
133	Public Works

(Signed) Dwight W. Burney
Chairman

MOTION—Withdraw LB 71

Mr. Vosoba renewed his pending motion found in the Legislative Journal for the Seventh Day to withdraw LB 71.

The motion prevailed and LB 71 was withdrawn.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Russillo requested unanimous consent that the names of Albert A. Kjar of Legislative District 36, and Lewis Webb of Legislative District 39, be added as co-introducers of LB 136. No objections. So ordered.

Announcements—Committee Meetings

Mr. Bowen announced that the Committee on Government and Military Affairs will meet immediately following adjournment this morning in the West Senate Lounge.

Mr. Ruhnke announced that the Committee on Public Works will meet at 11:30 a.m. this morning in the West Senate Lounge.

Adjournment

At 10:57 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 10:00 a.m., Friday, January 13, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 13, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adamson, Klaver, Russillo and Skarda, who were excused.

The Journal for the Eighth Day was approved.

Notice of Committee Meeting
Committee on Committees

January 13, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:00 P.M. on Friday, January 20, 1961, in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Dwight W. Burney, as follows:

Carl W. Deitemeyer—Member at Large
Board of Educational Lands and Funds
Henry I. Freed—Board of Education of State Normal Schools
A. D. Majors—Board of Education of State Normal Schools

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
Committee on Committees

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 106. Placed on General File as amended.

Standing Committee amendments to LB 106:

1. Amend section 1 of the bill, line 1 by striking "eighty" and inserting "seventy-eight".

2. Amend the bill by adding a new section immediately after section 1 to be known as section 2 and to read as follows:

"Sec. 2. In order to defray the salaries and expenses in carrying out the provisions of section 50-417, Revised Statutes Supplement, 1959, for the biennium ending June 30, 1961, there is hereby appropriated to the Legislative Council from the state General Fund the sum of one thousand dollars.".

3. Amend the bill by renumbering sections 2 and 3 as sections 3 and 4, respectively.

4. Amend renumbered section 3, lines 2, 3, and 5 by inserting "and Legislative Council" after "Legislature", line 12 by inserting "or Chairman of the Legislative Council, as the case may be," after "Legislature", and line 13 by inserting "or Chairman" after "committee".

5. Amend the title of the bill, line 3 by inserting "and Legislative Council" after "Legislature", line 12 by inserting "salaries and expenses in carrying out the provisions of section 50-417, Revised Statutes Supplement, 1959;" before "to" and line 13 by striking "eighty" and inserting "seventy-eight".

(Signed) Richard D. Marvel, Chairman

Enrollment and Review

LEGISLATIVE BILL 102. Correctly engrossed.

LEGISLATIVE BILL 103. Correctly engrossed.

(Signed) William B. Brandt, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 3. Re: Legislative Committee Study of the Department of Insurance.

Introduced by John P. Munnelly, 8th District.

WHEREAS, there is a mass of unconfirmed reports and charges circulating in the state about the practices of the Department of Insurance of Nebraska with reference to insurance companies it supervises under the law; and

WHEREAS, the charges reflect upon the state government, its employees in the department, and the insurance companies. If the charges are true in whole or in part new laws may be needed to protect the state, the public generally and the owners of insurance policies; and

WHEREAS, if the reports are untrue and unjustified the good name of the Department of Insurance and its employees requires that the facts be established and the cloud of suspicion be removed. However, if there is truth in the reports new laws may be required to prevent repetition.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Speaker of the Legislature appoint a committee consisting of five members whose duty it will be to inquire into the practices of the Department of Insurance of the State of Nebraska, and insurance companies it supervises and report in writing to this Legislature as to its findings as to any unlawful or improper practices found to exist or to have existed, as well as any recommendations it should make to this Legislature.

2. That the sum of $1,000.00 be made available to said committee out of funds appropriated for the incidental expenses of the Legislature to be expended in the same manner as other claims against said fund are allowed and paid.

3. That the committee have authority and the duty to conduct its inquiry to whatever extent as by such lawful means as in its judgment are necessary to enable it to obtain information as to actual facts as to the practices of the Department of Insurance contemplated by this Resolution.

4. That if the committee finds it in the public interest, it shall have power to require any public officer, or any public employee, paid directly or indirectly by public funds, or any other person, to testify before the committee, and to produce books, papers, documents or records, in obedience to the committee's subpoena.

5. That in the conduct of its inquiries the committee may hold hearings either in public or private and with as many of its members present in person as it may deem in the public interest.

6. That since the Attorney General of the state is the proper state officer, when requested by the Legislature, to assist in any matter or inquiry in which the state has an interest, the Legislature empowers the committee to request the Attorney General or his deputy to render such legal services to the committee as it may need in the performance of its duties. No part of the $1,000.00

appropriated for the use of the committee, as provided for in this Resolution, shall be spent for legal fees or legal services.

7. That the committee shall proceed forthwith to discharge of its duties under this Resolution subject only to other legislative duties of its members.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 142. By Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT relating to cities of the first and second class and villages; to provide for creation of sanitary sewer extensions and water extension districts; to provide for assessments; to provide for notice; to provide for collection of taxes and distribution thereof; to provide for bonds and the issuance, registration, sale, and redemption thereof; to provide for equalization of assessments; to provide for the issuance of sewer revenue bonds as well as general obligation sewer and water bonds; and to declare an emergency.

LEGISLATIVE BILL 143. By Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend section 60-311.02, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for display, of the weight for which trucks are registered, on the registration plates rather than the windshield; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 144. By Dale Erlewine of Legislative District 37, George C. Gerdes of Legislative District 41 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT to amend section 2-1604, Revised Statutes Supplement, 1959, relating to county extension work; to increase the amount that may be appropriated from the general fund of the county for the support of agricultural extension work; and to repeal the original section.

LEGISLATIVE BILL 145. By Marvin E. Stromer of Legislative District 19, Michael P. Russillo of Legislative District 9 and H. L. Gerhart of Legislative District 15.

A BILL FOR AN ACT relating to security transfers; to adopt the Uniform Act for Simplification of Fiduciary Security Transfers.

LEGISLATIVE BILL 146. By M. M. Forrester of Legislative District 35, Frank Nelson of Legislative District 28 and Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT relating to oil, gas, and other mineral leases; to require that the lessee under any such lease file bond conditioned as prescribed; and to provide for the surrender of such lease, as prescribed, for delay in making payments due thereunder.

LEGISLATIVE BILL 147. By George A. Knight of Legislative District 18, Edwin T. McHugh of Legislative District 3 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT relating to chattel mortgages; to provide what interests may be mortgaged; to provide what debts may be secured by chattel mortgages; and to provide for liens.

LEGISLATIVE BILL 148. By George A. Knight of Legislative District 18, Edwin T. McHugh of Legislative District 3 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT relating to real estate; to define what interest in real estate may be mortgaged; to provide what debts may be secured by real estate mortgages; and to provide for liens.

LEGISLATIVE BILL 149. By George C. Gerdes of Legislative District 41 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to repeal Laws 1955, Chapter 228, section 2, relating to an appropriation for the purpose of developing and maintaining a museum at Fort Robinson; and to declare an emergency.

LEGISLATIVE BILL 150. By George C. Gerdes of Legislative District 41 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend section 84-710, Reissue Revised Statutes of Nebraska, 1943, relating to state offices; to exempt prescribed receipts of the Nebraska State Historical Society from the requirement of deposit in the state treasury; and to repeal the original section.

LEGISLATIVE BILL 151. By George C. Gerdes of Legislative District 41 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to the Nebraska State Historical Society; to establish the Historical Society Fund in the state treasury, the funds to be credited thereto, and the conditions and purposes for expenditure thereof.

LEGISLATIVE BILL 152. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 16-106, Revised Statutes Supplement, 1959, relating to cities of the first class; to change the manner and power of a city to annex land, lots, tracts, streets, or highways as the mayor and city council may deem proper; to repeal the original section, and also sections 16-107 and 16-108, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 153. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT relating to counties; to authorize any county having a population of more than thirty thousand inhabitants to construct or repair sidewalks on any street of a plot of ground outside the corporate limits of a city or village which has been plotted into lots and streets; to provide for payment of such improvements; to provide for special assessments; and to provide for notice.

LEGISLATIVE BILL 154. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT relating to counties; to provide that the county board may by resolution set up a street improvement district as prescribed for streets, alleys and other highways located outside the corporate limits of any city or village.

LEGISLATIVE BILL 155. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT relating to counties; to provide for suburban development, platting, recording; to provide certain requirements for platting, as prescribed; and to provide for conformity with resolution of county board.

LEGISLATIVE BILL 156. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 84-721, Revised Statutes Supplement, 1959, relating to salaries; to increase the salaries of the Secretary of State, Auditor of Public Accounts, Attorney General, and State Treasurer; to provide when such increase shall become operative; and to repeal the original section.

LEGISLATIVE BILL 157. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 23-151, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide that members of the county board in counties in excess of thirty thousand inhabitants shall be elected by the qualified electors of the entire county; and to repeal the original section.

LEGISLATIVE BILL 158. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT relating to sanitary and improvement districts formed under the act of 1947; to provide for withdrawal of territory from an existing district as prescribed; to provide for hearings and notice of hearing; and to provide duties for counth clerk and the county board.

LEGISLATIVE BILL 159. By J. O. Peck of Legislative District 26, Richard D. Marvel of Legislative District 31 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to industrial development; to define terms; to provide for the acquisition, purchase, construction, reconstruction, improvement, betterment, and extension of industrial development by cities, villages, and counties for the prescribed uses and purposes; to authorize and regulate the issuance of mortgages and revenue bonds for financing such industrial development as prescribed; to provide for payment of such mortgages and bonds; to provide for leasing of property; to provide for payment of taxes; to provide a construction clause; and to declare an emergency.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Peck requested unanimous consent to have the following added as co-introducers of LB 159: Fern Hubbard Orme of Legislative District 20, Marvin E. Stromer of Legislative District 19, George A. Knight of Legislative District 18, Ernest H. Staubitz of

Legislative District 34, Ross H. Rasmussen of Legislative District 11, Cecil Craft of Legislative District 38, George H. Fleming of Legislative District 43, Albert A. Kjar of Legislative District 36, Hans O. Jensen of Legislative District 25, George C. Gerdes of Legislative District 41, H. K. Diers of Legislative District 24, Don Thompson of Legislative District 33, and Marvin Lautenschlager of Legislative District 30. No objections. So ordered.

LEGISLATIVE BILL 160. By Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to the disposition of unclaimed property and making uniform the law with reference thereto.

LEGISLATIVE BILL 161. By Joe T. Vosoba of Legislative District 23, Richard D. Marvel of Legislative District 31 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend sections 48-627 and 48-628, Reissue Revised Statutes of Nebraska, 1943, relating to Employment Security Law; to provide that receipt of certain disability payments by a veteran shall not cause him to be ineligible for benefits; to change the provisions for disqualifications for benefits; and to repeal the original sections.

Reference Committee Report

LB	Committee
134	Judiciary
135	Public Health and Miscellaneous Subjects
136	Public Works
137	Government and Military Affairs
138	Public Works
139	Judiciary
140	Government and Military Affairs
141	Judiciary

(Signed) Don Thompson
Acting Chairman

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 162. By Willard H. Waldo of Legislative District 21 and Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT to amend section 16-503, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide that, in prescribed situations, the mayor of a city of the first class shall have the right to vote when his vote shall be decisive; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 163. By Willard H. Waldo of Legislative District 21, George H. Fleming of Legislative District 43 and George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 43-611, Reissue Revised Statutes of Nebraska, 1943, relating to handicapped children; to redesignate the basis for distribution of funds appropriated for aid of handicapped children; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Waldo requested unanimous consent to have Fern Hubbard Orme of Legislative District 20 added as co-introducer of LB 163. No objections. So ordered.

LEGISLATIVE BILL 164. By Willard H. Waldo of Legislative District 21, George H. Fleming of Legislative District 43 and George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 43-609, Reissue Revised Statutes of Nebraska, 1943, relating to handicapped children; to provide for therapy rather than care of handicapped children; to redesignate the basis for distribution of funds appropriated for handicapped children; to provide for approval of programs by the Commissioner of Education; to eliminate duties of the State Board of Education; to increase the amounts that may be expended for the care of each handicapped child; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Waldo requested unanimous consent to have Fern Hubbard Orme of Legislative District 20 added as co-introducer of LB 164. No objections. So ordered.

SUSPEND RULES—Consider LB 106 on General File

Mr. President: I move that the rules be suspended and LB 106 be considered on General File at this time. (Signed) Richard D. Marvel

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

GENERAL FILE

LEGISLATIVE BILL 106. Read and considered.

Standing Committee amendments found in this Day's Journal were adopted.

Laid over at the request of Mr. Ruhnke.

Visitors

Mr. Staubitz introduced Mr. Arthur C. Johnson and Mr. Richard A. Dier of Kearney.

Mr. Bowen introduced Mrs. Oscar Zieglu and Mrs. Jack Zieglu of Riverton.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 165. By Joe T. Vosoba of Legislative District 23 and Harold B. Stryker of Legislative District 17.

A BILL FOR AN ACT to amend sections 48-115 and 48-126.01, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide that voluntary firemen of any department of any rural or suburban fire protection district and members of the state Civil Defense Agency or local organizations for civil defense as prescribed shall be deemed employees of the state or state Civil Defense Agency or local organization for civil defense as prescribed for the purpose of sections 48-101 to 48-151, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 166. By Hal Bridenbaugh of Legislative District 13, Ernest H. Staubitz of Legislative District 34 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT relating to revenue and taxation; to provide for refund of illegal or void penalties levied during the calendar years 1959 and 1961, as prescribed; and to declare an emergency.

Adjournment

At 10:57 a.m., on a motion by Mr. Diers, the Legislature adjourned until 10:00 a.m., Monday, January 16, 1961.

Hugo F. Srb
Clerk of the Legislature.

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 16, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams and Thompson who were excused.

The Journal for the Ninth Day was approved.

Invitation

Invitation from the Nebraska Press Association to members to attend a banquet to be held Friday, April 14, 1961, at the Lincoln Hotel, social hour at 5:30 p.m., dinner at 6:30 p.m.

Visitors

Mr. Stromer introduced Mr. F. Thomas Kissler from Dodge City, Kansas.

RESOLUTIONS

LEGISLATIVE RESOLUTION 3.

Mr. Munnelly moved that the rules be suspended and LR 3 be adopted.

Mr. Russillo moved that action on this resolution be held in abeyance pending action by the Bar Association on the investigation of fees paid Omaha attorneys in the W.O.W. case.

The Russillo motion prevailed with 21 ayes, 17 nays, and 5 not voting.

Mr. Munnelly moved to reconsider the action on the Russillo motion. The motion prevailed with 28 ayes, 11 nays, and 4 not voting.

Mr. Munnelly requested unanimous consent to withdraw his pending motion to suspend the rules and adopt LR 3. No objections. So ordered.

Mr. Ruhnke moved that LR 3 be referred to the Committee on Banking, Commerce and Insurance.

Mr. Lautenschlager moved that the Ruhnke motion be amended to refer LR 3 to the Committee on Government.

The Lautenschlager amendment lost with 8 ayes, 28 nays, and 7 not voting.

The Ruhnke motion prevailed with 40 ayes, 1 nay, and 2 not voting, and LR 3 was referred to the Committee on Banking, Commerce and Insurance.

Visitors

Mr. Russillo introduced Mrs. Russillo, Mrs. James Hanry, and Mrs. Richard Billig from Omaha, and Mrs. Donald Hileman from Hastings.

Mr. Rasmussen introduced Rev. O. L. Van Metre from Fremont.

UNANIMOUS CONSENT—Statement

The Clerk of the Legislature requested unanimous consent to insert in the verbatim record of the proceedings the prepared statement from which Mr. Munnelly read at the beginning of the discussion on LR 3. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 167. By Committee on Government, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend section 55-151, Reissue Revised Statutes of Nebraska, 1943, relating to the military department; to authorize a rental charge for the use of National Guard armories and facilities; and to repeal the original section.

LEGISLATIVE BILL 168. By Committee on Government, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend section 55-101, Reissue Revised Statutes of Nebraska, 1943, to harmonize with other legislation; and to repeal the original section.

LEGISLATIVE BILL 169. By Committee on Government, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend section 72-1007, Revised Statutes Supplement, 1959, relating to the state Institutional and Military Department Building Fund; to provide for the transfer of one hundred ninety thousand dollars of such fund to the Military Department for prescribed use; and to repeal the original section.

LEGISLATIVE BILL 170. By Committee on Government, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend section 55-201, Reissue Revised Statutes of Nebraska, 1943, relating to the State Guard; to authorize the organization of military forces, as prescribed, whenever the Governor shall declare an emergency; and to repeal the original section.

LEGISLATIVE BILL 171. By Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT relating to cosmetology; to define terms; to provide for the detailed regulation of cosmetology, in all its phases, through the Department of Health; to make certain acts unlawful; to provide penalties and procedures; to provide for severability; and to repeal Chapter 71, article 3, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 172. By George H. Fleming of Legislative District 43 and Don Thompson of Legislative District 33.

A BILL FOR AN ACT to amend section 57-905, Reissue Revised Statutes of Nebraska, 1943, relating to the Oil and Gas Conservation Commission; to authorize the commission to establish and maintain its principal office and its books, papers, and records at such place in the state as it shall determine; and to repeal the original section.

LEGISLATIVE BILL 173. By M. M. Forrester of Legislative District 35, Lewis Webb of Legislative District 39 and Lloyd W. Stalder of Legislative District 1.

A BILL FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, relating to education; to provide that any person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease, or entrant upon government land who has not yet received a patent therefor may petition to have land set-off from one school district and attached to another; and to repeal the original section.

LEGISLATIVE BILL 174. By Lewis Webb of Legislative District 39, M. M. Forrester of Legislative District 35 and Lloyd W. Stalder of Legislative District 1.

A BILL FOR AN ACT to amend section 77-103, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to include oil and gas interests as real property for purposes of taxation; to provide for the listing and taxation of reserved mineral rights or rights under a mineral lease separately from the fee; to provide duties for the register of deeds; and to repeal the original section.

LEGISLATIVE BILL 175. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend sections 48-602, 48-604, 48-616, 48-622, and 48-631, Reissue Revised Statutes of Nebraska, 1943, relating to Employment Security Law; to redefine terms; to correct internal references; to harmonize the provisions with previous legislation; to clarify the provisions thereof; to provide for extension of time for reconsideration of benefit determination; and to repeal the original sections.

LEGISLATIVE BILL 176. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend section 52-806, Reissue Revised Statutes of Nebraska, 1943, relating to liens; to eliminate the requirement of advertising or posting notice prior to sale of goods to pay prescribed charges; and to repeal the original section.

LEGISLATIVE BILL 177. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 68-206, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to increase amount authorized per person as prescribed; and to repeal the original section.

LEGISLATIVE BILL 178. By Theodore H. McCosh of Legislative District 42, J. O. Peck of Legislative District 26 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT to amend sections 39-1621 and 39-1634, Reissue Revised Statutes of Nebraska, 1943, relating to road improvement district; to increase the permissible tax levy for general maintenance and operating purposes from one to ten mills; to provide for the installment, maintenance, and operation of road lighting systems by such districts, as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 179. By Lloyd W. Stalder of Legislative District 1, M. M. Forrester of Legislative District 35 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, relating to education; to change the requirements to be met for transfer of land from one school district to another; and to repeal the original section.

LEGISLATIVE BILL 180. By W. H. Hasebroock of Legislative District 12 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 77-1918, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the date for the county treasurer to file his report of delinquent real estate tax with the county board in counties having a population of one hundred and fifty thousand inhabitants or less; and to repeal the original section.

LEGISLATIVE BILL 181. By Frank Nelson of Legislative District 28.

A BILL FOR AN ACT to amend section 79-486, Revised Statutes Supplement, 1959, relating to schools; to provide that the contract price per pupil cost shall not exceed the free high school tuition cost as provided in section 79-4,102, Revised Statutes Supplement, 1959; and to repeal the original section.

LEGISLATIVE BILL 182. By George C. Gerdes of Legislative District 41, George H. Fleming of Legislative District 43 and Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend sections 72-234.01 and 72-235, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to change the requirement for leasing of school lands to a nonresident; to shorten the period for forfeiture of a lease or sale contract for default payments; and to repeal the original sections.

LEGISLATIVE BILL 183. By George C. Gerdes of Legislative District 41, Elvin Adamson of Legislative District 40 and George H. Fleming of Legislative District 43.

A BILL FOR AN ACT to amend section 72-257, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to increase the size of an isolated tract that may be sold; to provide for the sale of accretion land as prescribed; and to repeal the original section.

LEGISLATIVE BILL 184. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 83-101, Reissue Revised Statutes of Nebraska, 1943, relating to the Board of Control; to provide that the administration of all state charitable, mental, reformatory, and penal institutions of the state shall be vested in the Governor; to provide that for the purpose of aiding the Governor in the execution and administration of such institutions, the work shall be performed by the Board of Control; and to repeal the original section.

Reference Committee Report

LB	Committee
142	Public Works
143	Public Health and Miscellaneous Subjects
144	Agriculture
145	Banking, Commerce and Insurance
146	Banking, Commerce and Insurance
147	Banking, Commerce and Insurance
148	Banking, Commerce and Insurance
149	Budget
150	Miscellaneous Appropriations and Claims
151	Miscellaneous Appropriations and Claims
152	Government and Military Affairs
153	Government and Military Affairs
154	Government and Military Affairs
155	Government and Military Affairs
156	Revenue
157	Government and Military Affairs
158	Public Works
159	Government and Military Affairs
160	Public Health and Miscellaneous Subjects
161	Labor and Public Welfare
162	Government and Military Affairs
163	Education
164	Education

165	Labor and Public Welfare
166	Revenue

(Signed) Dwight W. Burney
Chairman

UNANIMOUS CONSENT—Add Co-introducers

Mr. Russillo requested unanimous consent to add the names of Ernest H. Staubitz of Legislative District 34, and Marvin Lautenschlager of Legislative District 30, as co-introducers of LB 136. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 106. Considered.

Advanced to E and R for review with 41 ayes, 0 nays, and 2 not voting.

Announcement

Mr. Bridenbaugh requested the members to inform him if they desired their names to be placed on the mailing list to receive the Legislative News Letter as published by the Council of State Governments.

UNANIMOUS CONSENT—Re-refer LB 124

Mr. Bowen requested unanimous consent to have LB 124 re-referred from the Committee on Government to the Committee on Education. No objections. So ordered.

Announcement

Notice was received that the Governor will request permission to address the Legislature at 10:00 a.m., Tuesday, January 17, 1961.

Adjournment

At 11:59 a.m. on a motion by Mr. Nelson, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ELEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 17, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bridenbaugh, McHugh and Thompson, who were excused.

The Journal for the Tenth Day was approved.

Message From The Governor

January 16, 1961

Mr. Hugo Srb
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Srb:

Governor Morrison requests permission to give his Budget Message to the Legislature, Tuesday, January 17, 1961 at 10 o'clock a.m.

Sincerely,

(Signed) Norman Otto
Norman Otto
Administrative Assistant

NO:vwo

MOTION—Notify Governor

Mr. President: I move that Governor Morrison be notified that 10:00 a.m. today is a satisfactory time for receiving his budget message. (Signed) Frank Nelson

The motion prevailed and Mr. Nelson was appointed to notify the Governor.

Communications

Letter from Angelo A. Rizzuto of New York City regarding the Frank S. Rizzuto estate.

NOTICE OF COMMITTEE HEARINGS

Education

LB 124	Monday, January 23, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 85. Placed on General File.

(Signed) Arnold Ruhnke, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 4. Re: Establishment of a Nebraska Civil War Centennial Commission.

Introduced by Fern Hubbard Orme, 20th District.

WHEREAS, the Civil War Centennial was formally opened on January 8, 1961; and

WHEREAS, President Eisenhower has, by proclamation, requested all units and agencies of government—federal, state, and local—to encourage, foster, and participate in Centennial observances.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. There is hereby established, in compliance with the President's request, a Nebraska Civil War Centennial Commission, to consist of such members as the Governor shall appoint, to serve for the duration of the Centennial, and which shall have authority to establish and organize local Centennial Committees throughout the state.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 185. By Hal Bridenbaugh of Legislative District 13.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 2, of the Constitution of Nebraska, relating to state offices; to provide that members of the Legislature shall not be eligible to any other state office during the period for which they have been elected or appointed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Vosoba requested unanimous consent to add Marvin Lautenschlager of Legislative District 30 and Lewis Webb of Legislative District 39 as co-introducers of Legislative Bills 186 through 191 which were recommended by the Legislative Council Committee on Traffic Safety. No objections. So ordered.

LEGISLATIVE BILL 186. By Joe T. Vosoba of Legislative District 23, Hal Bridenbaugh of Legislative District 13, Peter H. Claussen of Legislative District 16, Marvin Lautenschlager of Legislative District 30 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT to amend section 39-7,127, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to provide a graduated scale of fines for violation of the speed laws; and to repeal the original section.

LEGISLATIVE BILL 187. By Joe T. Vosoba of Legislative District 23, Hal Bridenbaugh of Legislative District 13, Peter H. Claussen of Legislative District 16, Marvin Lautenschlager of Legislative District 30 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT relating to highways; to make prescribed uses of the National System of Interstate and Defense Highways unlawful; and to provide penalties.

LEGISLATIVE BILL 188. By Joe T. Vosoba of Legislative District 23, Hal Bridenbaugh of Legislative District 13, Peter H. Claussen of Legislative District 16, Marvin Lautenschlager of Legislative District 30 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT to amend sections 39-7,118 and 39-7,118.01, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to provide that flags and flares be required only for those vehicles required to have clearance lights; to harmonize the provisions with other legislation; and to repeal the original sections.

LEGISLATIVE BILL 189. By Joe T. Vosoba of Legislative District 23, Hal Bridenbaugh of Legislative District 13, Peter H. Claussen of Legislative District 16, Marvin Lautenschlager of Legislative District 30 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT to amend sections 39-723 and 39-7,108, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to establish maximum and minimum speed limits on the National System of Interstate and Defense Highways; and to repeal the original sections.

LEGISLATIVE BILL 190. By Joe T. Vosoba of Legislative District 23, Hal Bridenbaugh of Legislative District 13, Peter H. Claussen of Legislative District 16, Marvin Lautenschlager of Legislative District 30 and Louis Webb of Legislative District 39.

A BILL FOR AN ACT to amend sections 39-723, 39-723.05, and 39-7,128, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to increase the speed limit for any vehicle towing a trailer or semi-trailer or any freight-carrying vehicle exceeding a gross weight of five tons; to change internal references; and to repeal the original sections and also section 39-723.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 191. By Joe T. Vosoba of Legislative District 23, Hal Bridenbaugh of Legislative District 13, Peter H. Claussen of Legislative District 16, Marvin Lautenschlager of Legislative District 30 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT to amend sections 39-729, 75-219, 75-220, 75-221, 75-426, 75-427, 75-428, 75-429, and 75-430, Reissue Revised Statutes of Nebraska, 1943, and section 75-432, Revised Statutes Supplement, 1959, relating to railroad crossings; to transfer functions, authority, and duty from the State Railway Commission and county boards to the Department of Roads and the State Engineer; to give the Department of Roads and the State Engineer authority to require the necessary protection at railroad crossings; and to repeal the original sections and also section 75-431, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 192. By Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend section 29-901, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide that a justice of the peace may admit a person to bail by accepting a cash deposit in lieu of a recognizance; and to repeal the original section.

LEGISLATIVE BILL 193. By Hal Bridenbaugh of Legislative District 13 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend section 72-1007, Revised Statutes Supplement, 1959, relating to the State Institutional and Military Department Building Fund; to eliminate provisions for acquiring prescribed land north of the Capitol Building; and to repeal the original section.

LEGISLATIVE BILL 194. By Hal Bridenbaugh of Legislative District 13, Kenneth L. Bowen of Legislative District 32 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT relating to the state; to establish a Centennial Commission; to provide for the members of the commission, and the appointment, qualification, and expenses thereof; to provide powers and duties of the commission; and to provide an appropriation.

LEGISLATIVE BILL 195. By Hal Bridenbaugh of Legislative District 13 and Elvin Adamson of Legislative District 40.

A BILL FOR AN ACT to amend section 5-101, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to reapportion the state for the election of representatives from the State of Nebraska to the Congress of the United States; and to repeal the original section.

LEGISLATIVE BILL 196. By H. K. Diers of Legislative District 24, Kenneth L. Bowen of Legislative District 32 and William Moulton of Legislative District 10.

A BILL FOR AN ACT relating to milk; to declare the necessity of prescribing standards for the production, processing, handling and distribution of milk and milk products; to define terms; to prohibit the sale of adulterated and misbranded milk and milk products; to prescribe uniform sanitary standards and requirements for the production, handling, and processing of Grade A raw milk for pasteurization and Grade A pasteurized milk; to require permits for the sale of milk and milk products to be labeled Grade A and prescribing the fees therefor; to regulate the inspection of dairy farms and milk plants, and the examination, grading, labeling, pasteurization, distribution, and sale of milk and milk products; to provide for the construction and alteration of dairies and milk plants engaged in processing of milk to be labeled Grade A, the enforcement of the act, and penalties for the violation thereof; to prohibit the employment of persons infected with communicable diseases; to prohibit the sale of unpasteurized and non-Grade A milk six months after the effective date of this act; to provide an exception; to define the procedure governing suspension or revocation of permits and appeals therefrom; to confer on the Director of Agriculture for the Department of Agriculture and Inspection the power to promulgate rules for the interpretation of this act; to authorize the Director of Health for the Department of Health to make surveys to determine compliance with this act; to provide severability; and to declare an emergency.

LEGISLATIVE BILL 197. By George C. Gerdes of Legislative District 41, H. K. Diers of Legislative District 24 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT relating to public livestock markets; to define terms; to provide exemptions; to create and vest authority in a Public Livestock Market Board; to make it unlawful to operate a public livestock market without first complying with this act; to provide for application for a market charter; to provide for hearings on applications and notice thereof; to provide for issuance of market charters to existing public livestock markets; to prescribe annual charter fees; to fix the method of transfer of market charters; to prescribe bond requirements; to require public livestock market records; to provide for the filing and hearing of complaints; to provide for the revocation of market charters; to fix the method and procedure for appeals; to provide penalties; to create a special fund; and to repeal Chapter 54, article 11, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 198. By M. M. Forrester of Legislative District 35, Elvin Adamson of Legislative District 40 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT to amend section 72-232, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to provide that the limitation of the acreage that a lessee may hold under school land lease shall not apply where the law to be leased is bounded on one side by lands owned or operated by the applicant or assignee.

LEGISLATIVE BILL 199. By Frank Nelson of Legislative District 28.

A BILL FOR AN ACT to amend section 37-304.02, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide for killing of beavers doing damage to trees or property other than that owned by any public power, irrigation or drainage district, as prescribed; and to repeal the original section.

LEGISLATIVE BILL 200. By Ross H. Rasmussen of Legislative District 11 and William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to motor vehicles owned by the state, county, or political subdivision; to authorize the purchase of liability insurance covering operators of motor vehicles owned by the state, county, or political subdivision as prescribed; to provide that no action shall be brought against the state or any department, office, board, commission, or agency thereof, county, or political subdivision; and to provide how judgments against such operators may be collected.

LEGISLATIVE BILL 201. By William Moulton of Legislative District 10.

A BILL FOR AN ACT relating to cities of the metropolitan class; to require that any such city shall certify that prescribed services will be furnished to any area, city of the first or second class, or village being annexed, consolidated, or merged; to require the maintenance of such services, as prescribed; to provide when such annexation, consolidation, or merger shall be void; and to prohibit lessening or modifying of services within such city of the metropolitan class, as prescribed.

LEGISLATIVE BILL 202. By William Moulton of Legislative District 10 and Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to amend section 81-8,135, Reissue Revised Statutes of Nebraska, 1943, relating to the State Athletic Commissioner; to reduce the percentage of the total gross receipts of any amateur wrestling or boxing match or exhibition to be paid as tax; and to repeal the original section.

LEGISLATIVE BILL 203. By Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to amend sections 29-2709 and 33-134, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide that costs in misdemeanor cases instituted in the justice courts by the county attorney shall be paid by the county as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 204. By William Moulton of Legislative District 10 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend sections 14-1003 and 14-1004, Reissue Revised Statutes of Nebraska, 1943, relating to metropolitan utilities districts; to remove requirement that separate nonpolitical ballot be printed for electors of directors of metropolitan utilities districts; to require candidates to file with election commissioner of county in which the metropolitan city is located even though residing in adjoining county of said district; to require the election commissioner to refuse filings by petition except under specified conditions; and to repeal the original sections.

LEGISLATIVE BILL 205. By William Moulton of Legislative District 10 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend section 54-601, Reissue Revised Statutes of Nebraska, 1943, relating to dogs; to provide for liability of owner of dogs for killing, wounding, worrying, or chasing any person; to provide for control of dogs in counties having a population of two hundred thousand or more inhabitants; to provide for enforcement of this act; to provide for hearings; to provide penalties; to provide for observation and isolation of dogs as prescribed; and to repeal the original section.

LEGISLATIVE BILL 206. By Arnold Ruhnke of Legislative District 22, J. W. Burbach of Legislative District 14 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend sections 77-318, 77-413, and 77-716, Reissue Revised Statutes of Nebraska, 1943, and section 77-1235, Revised Statutes Supplement, 1959, relating to taxation; to increase the penalty for failure to return tangible personel property for taxation; to provide a uniform penalty for failure to return intangible property for taxation whether such failure consists of a failure to file any return or a failure to list intangible property on a return filed; and to repeal the original sections.

LEGISLATIVE BILL 207. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 83-123, Revised Statutes Supplement, 1959, relating to motor vehicle license plates; to provide that the Department of Motor Vehicles shall designate a luminescent background in determining the color of license plates and renewal tabs; and to repeal the original section.

Visitors

Mr. Gerdes introduced Mr. John Larsen, Dawes County Commissioner, Mr. Allen Jordan, Sioux County Commissioner, and Mr. Kermit Brasher of Crawford.

Mr. Romans introduced Messrs. Lloyd Zikmund, Rudolph Kokes, Carl Wickbach, Ernest Long, and Carl Lutz, from Ord.

Member Excused

Mr. Waldo was excused for Friday, January 20, 1961.

Ease

The Legislature was at ease from 9:26 until 9:55 a.m.

MOTION—Escort Governor

Mr. President: I move that the President appoint a committee of five to wait upon the Governor and escort him to the Chamber for the purpose of delivering his budget message. (Signed) J. W. Burbach

The motion prevailed and the President appointed the following to serve on said committee: Burbach, Gerhart, Rasmussen, Stromer, and Erlewine.

Visitors

Mr. Bowen introduced Mrs. William McHenry from Nelson.

Member Excused

Mr. Knight was excused for the afternoon.

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 144	Wednesday, January 25, 1961	2:00 p.m.

Reference Committee Report

LB	Committee
167	Government and Military Affairs
168	Government and Military Affairs
169	Government and Military Affairs
170	Government and Military Affairs
171	Public Health and Miscellaneous Subjects
172	Public Health and Miscellaneous Subjects
173	Education
174	Revenue
175	Labor and Public Welfare
176	Judiciary
177	Labor and Public Welfare
178	Public Works
179	Education
180	Revenue
181	Education
182	Education
183	Education
184	Judiciary

(Signed) Dwight W. Burney, Chairman

Governor Escorted

The committee escorted Governor Morrison into the Chamber where he delivered the following:

BUDGET MESSAGE

HONORABLE FRANK B. MORRISON

TO THE LEGISLATURE OF NEBRASKA
Seventy-Second Session
January 17, 1961

Mr. President, Mr. Speaker, Senators of the Seventy-Second Session of the Nebraska State Legislature:

Pursuant to the provisions of our statutes, the Honorable Dwight W. Burney, immediate past Governor of the State of Nebraska, has submitted to you for your consideration, his budget recommendations for the biennium 1961 - 1963.

While I know of no statute which requires the incoming Governor to submit a budget message to you, both custom and the exercise of official responsibility as outlined in the Constitution of Nebraska, suggest that the incoming Governor present for your consideration his recommendations. With reference to the State budget, both the Governor's office and all personnel of the Administrative Departments of State government are at your disposal for the purpose of supplying you with information. I pledge to you my wholehearted cooperation toward this end.

Budget recommendations which I am submitting to you with this message are not intended to be controlling. They are submitted solely for your consideration along with all other evidence and recommendations submitted to you.

In the preparation of my budget recommendations I would like to acknowledge both for myself as Governor and on behalf of my entire Administration, the debt of gratitude which we owe to past Senator Otto Leibers. He has donated generously of his time and experience to work with us on these budget figures. Senator Liebers has spent weeks of his time in detailed examination of the budget requests of each department. He has, with me, not only examined the figures but has interviewed personnel and given us the advantage of his years of experience in your body as a member of and as Chairman of your Budget Committee.

In our interviews with department personnel I am convinced that generally all departments are attempting to perform in a creditable manner.

It is inherent in all human institutions that they expand their activity. No man and no organization can be expected to be objective in analyzing his or its own needs. Our job is to supply that objectivity. In determining any requests for increased salaries we must grant only those which increased living costs, competitive labor market and incentive and stability require. As public officials our judgment must always be measured by the yardstick of the welfare of the entire state and not that of any individual or single group as distinguished from the whole.

In determining whether or not a department should be granted any part of its request for enlarging its staff and activity we must consider whether progress of the state demands this additional fund.

Any function which can be or is being adequately performed by agencies outside of government or can better be performed at a local level without state interference is not, in my opinion, a proper function for us to exploit.

I regret that in my recommendations it has been necessary in most departments to suggest an increase over the budget of two years ago. Due to the fact that we have had the responsibility of government for only a few days it has been impossible for us to analyze fully the possibilities for consolidation of functions, elimination of inefficiency, and improved techniques which would enable additional savings. We plan, immediately, to undertake a thorough investigation to promote these and look toward further savings in the future.

ELECTRONIC DATA PROCESSING AND MICROFILMING OF RECORDS

I believe we must keep our state government sound, healthy and efficient. I have always supported those proposals which I would find desirable in any successful business, such as combining the work of agencies wherever possible, competitive purchasing, and payment of salaries sufficient to keep competent people in state government. I recognize that sometimes these things increase taxes, but in the long run they give us more for our tax dollar.

Our state needs a complete overhauling of its fiscal accounting system and we should hasten the day when our state government will be fully mechanized and our records microfilmed, comparable to successful business. The data processing will save money and make for greater efficiency. The microfilming of records will improve space utilization and release space now used for storage. This space to be saved is badly needed for governmental activities.

I recommend that we discontinue our piecemeal methods and proceed on an overall program that will (1) Include all departments of state government that can benefit by this service, (2) Require that all equipment be purchased on competitive bid and on the basis that it will fit into the overall program rather than the program of any particular department. This is my reason for not recommending all departments' requests for their own program in this area as distinguished from the overall approach.

THE BOARD OF CONTROL

You will remember that in my Inaugural Message I advocated abolition of the Board of Control and the substitution of a different form of administration of State Institutions. We believe this is necessary to effect the maximum efficiency from the tax dollar. With reference to the budget request of the Board of Control for the ensuing biennium, I have recommended a reduction over the last biennium primarily due to the fact that two institutions, namely, the School for the Blind and the School for the Deaf, have been transferred to the Department of Education and hence no longer appear on the Board of Control budget. Additional funds to support these two institutions have been provided for in the Department of Education budget. Improved psychiatric treatment by both the medical profession and public agencies has reduced the work load in some of our other institutions and we are looking forward to substantial reduction in the number of patients confined in the near future. It also appears that there are very substantial balances in the various county levy funds. Renewed emphasis should also be made to collect funds due from patients for treatment in our state institutions. We are informed that many thousands of dollars are due the state from this source which have not been collected.

PARDONS, PAROLES, AND PROBATION

We believe that the Board of Pardons as now constituted should be abolished. Elective state officials such as the Governor and the Attorney General are members of the board. The administration of criminal institutions and the granting of paroles should be completely divorced from political action. Modern development of insite into the abnormal human mind and its corrections, together with both humanitarian considerations and conservation of our human resources demand that we take a second look into this area. Prevention of crime, the parole of inmates and their proper discipline requires ever increasing improvement in our approach.

We believe that you should study and enact legislation to improve our approach to this problem. Additional parole officers can serve a useful public function. I have recommended one additional parole officer for two years of the biennium and the second parole officer for the second year of the biennium.

Two years from now we will have the advantage of knowing what has been accomplished if we grant this expansion of our parole force.

PSYCHIATRIC INSTITUTES

In analyzing the budgets of both the Department of Health and the Board of Control we have been reluctant to expand medical services supplied by the state. We do feel that state intervention in the field of psychiatric treatment is necessary. State intervention in this area has been recognized as established policy for many many years.

Psychiatry is a science in its infancy. We do feel that dealing with emotionally disturbed people in the early stages can prevent later institutionalized treatment and therefore, serve not only a humanitarian purpose, but eventually save the state many dollars.

We have recommended the establishment of a psychiatric institute at Lincoln at the Bryan Memorial Hospital to serve the fourteen southeast counties in mental health problems. This can serve as a beginning to determine the value of this approach in meeting the state needs in this area.

INDUSTRIAL DEVELOPMENT

We feel that one of our most neglected areas of industrial development is tourist promotion. The Game, Forestation and Parks Commission has been doing some desirable work in that area in recent years. I intend to appoint a state-wide committee of unpaid civic leaders to draft and implement a program of development of our tourist potential. This committee would cooperate with the Game, Forestation and Parks Commission, the Highway Department, the Resources Division, Chambers of Commerce, and all other agencies in an all out approach to attracting people from out of our state to visit Nebraska. In addition, we need to develop the appetite of our own people to visit other parts of the state and enjoy its intellectual and recreational facilities and points of interest.

Hand in hand with the promotion of tourist development must go a corresponding development of facilities. Improvement of our State Park System is an integral part of this program. We recommend to you, therefore, the levy for this purpose suggested by the Game, Forestation and Parks Commission.

With reference to industrial development, our Department of Resources is doing excellent work and is badly in need of an expanded budget. The Department of Agriculture is doing some good work by interesting processers of castor beans and safflower in Nebraska locations. Industrial development is intimately tied up with our agriculture.

At the present time we have many state and private agencies doing good work in industrial development programs in Nebraska, but there is no overall coordination of effort. Many of these agencies do not know the plans nor the programs of other agencies. The development of the Atomic Energy Plant at Hallam, increased activity by way of scientific research at the University of Nebraska, the Atomic Energy Commission and Consumers Public Power District and others interested in the area, make necessary not only the passage of an act controlling atomic energy but an additional responsibility on the Governor's office as a coordinating agency for this development.

There is also an imperative necessity that we coordinate and integrate the activity of the various agencies dealing with the problems of promotion of the state's economy. With this in mind, we recommend the employment of a qualified man as coordinator to keep in touch with these various plans and programs, under the Governor's direction, to be designated as Nebraska Promotion Coordinator. This will increase the effectiveness of our overall programming toward this end.

PROMOTION OF SAFETY

We do not recommend granting to the Highway Safety Patrol their full request for increasing the number of Highway Patrolmen. We do feel, however, that the advent of the interstate highway system and the increased number of automobiles on the highways do necessitate some increase in the number of patrolmen on duty.

We do not feel, however, that our traffic safety program can be implemented by merely increasing the number of Highway Patrolmen. An all out attack by the Governor's office on that problem is needed. We need to coordinate and utilize all agencies now dealing with traffic safety problems. We need stepped up activity to create the proper psychological climate making every individual citizen aware of the necessity of traffic safety. We do feel that there is some need for additional radio equipment for the Highway Patrol for improved dissemination of information.

All news media must constantly alert the traveling public to drive more carefully and to save lives. This is not an activity which should or can be supported by the taxpayers dollar but is an activity to which the Governor's office can and must lend its support.

In this area each individual member of the Legislature will serve an important public function by cooperating toward this end.

EDUCATION

Education is the most important single function of organized society. American public education at all levels, primary and secondary, as well as higher education, has become the envy of the world. Our educational system has made America the leader of the free world. In all accumulated history we have only begun to scratch the surface of the human mind. Our new frontiers will be implemented by human ingenuity. Nebraska must always bear its full share of responsibility in this area. We feel that full development of our human resources is the number one challenge of our times.

The University of Nebraska and our state colleges, like all human institutions, are not perfect. They should never be exempt from informed criticism. They should, however, remain free from political manipulation. I do not feel that it is the function of either the Governor's office or the Legislature to dictate the teaching policy or curriculum to our educational institutions. Both the Board of Regents of the University of Nebraska and the Board of Education of the State Normal Schools have supplied detailed budget requests. Both of them have done a very comprehensive and detailed analysis. Their budget requests indicate the high degree of responsibility existing in higher education in the State of Nebraska. In the case of the University of Nebraska, the original budget submitted to me by the Board of Regents was returned to them for priority breakdown. I did not feel that in view of the $900,000.00 necessary for financing the Retirement Program adopted by the 1959 Session of the Legislature that our economy should be called upon to bear the full University of Nebraska budget request. The Board of Regents were very cooperative and submitted a priority analysis dividing their budget requests into three groups designated as Group I, Group II, and Group III. It is my recommendation that the requests set forth in Groups II and III be deferred for consideration by future legislatures. I recommend the budget request of the University outlined in Group I. As I understand the budget request outlined in Group I, any curtailment of the amount requested would result in reduced prestige of the University. A mistake in the University budget request is hereinafter mentioned. Nebraska can and must have a university with the quality of performance second to none in the United States. The Chancellor and the Board of Regents have pledged to me their full cooperation in University progress in all areas. Recent accomplishments of the University of Nebraska have attracted national attention. Both basic and applied research are necessary to our progress and survival. The Atomic Energy Plant at Hallam has made it necessary that we attract to our University staff, atomic scientists. Our agricultural development necessitates expanded research in the field of agriculture. By continuing to upgrade the University of Nebraska we are attracting grants of money from outside sources that will enable us to rapidly expand our research programs. We cannot afford, under any circumstances, to curtail our movement in this direction. I cannot emphasize too strongly the necessity of continuing to upgrade the University of Nebraska.

Our various State Teachers Colleges have shown continued progress. I have recommended curtailing their budget only to bring their requests over the last biennium to approximately the same percentage as that recommended for the University of Nebraska.

Historically, primary and secondary education have been a local function of government and all state-aid programs must be critically analyzed. We have no way of knowing what the incoming Congress will do with reference to the Federal Aid Program. Therefore, intelligent analysis of the need of state-aid for education is an almost impossibility at this time. We have recommended only very modest increases in this area.

We cannot regard expenditures for education as a normal expense for operation of state government. Wise investment in education is an investment in a capital resource resulting in increased productivity of our people and must, in many aspects, be regarded as an investment and not an expense of operation.

Bearing in mind the foregoing facts, we have recommended a University of Nebraska total general fund appropriation in the amount of $30,193,000.00. This appropriation is $5,097,000.00 greater than the $25,096,000.00 appropriated for the 1959 - 1961 biennium. Of this increase, $900,000.00, of course, represents the amount required to activitate the funded retirement program authorized by the last session of the Legislature. The increase remaining for general operation of the University is $4,197,000.00 - an increase of 16.7 per cent over the 1959 - 1961 appropriation. The proposed budget reflects a total appropriation for the University of Nebraska $1,744,491.00 greater than its total request. The difference comes from the fact that the requests for funds from the building fund special levy and the college of medicine special building levy were $2,255,000.00 less than the recommended total appropriation with estimated unexpended balances included which must be reappropriated in any building fund to develop it to an amount which can be efficiently used. We have recommended for the State Teachers Colleges an increase of approximately 20 per cent over the last biennium because of their widely expanded programs of development. We did not feel that we could grant a full budget request to the Teachers College in view of the curtailment of the budget for the University of Nebraska.

SOIL AND WATER CONSERVATION

I recommend that the requested budget for Soil and Water Conservation be cut less than that of other agencies in state government for the reason that I regard expenditures in this area as also an investment rather than an expense of operation of state government. Holding our soil and water on the land for the purpose of increasing its productivity is, for all practical purposes, a capital investment. Not only ourselves, but future generations will have increased tax paying potential as a result of this investment. We must analyze state expenditures in this area in this light.

I have advocated that you curtail the budget only to the extent which I felt would insure maximum efficiency of operation of the agency. Too rapid increase of budget requests, even in this type of activity, can result in inefficiency of operation to be guarded against.

In closing, I would like to say that I have every confidence in your ability to analyze the needs of various state services and conformity with our ability to pay and our need for advancement. We must and will find ways to implement our progress without extravagance.

I shall appoint, within the next few days, a Governor's Preliminary Tax Study Committee to make recommendations to the Governor with reference to our tax problems and will immediately release for your consideration the findings of this committee.

I would like to renew my pledge to make available to you the services of the Governor's office and all Administrative Agencies of state government to aid you in your work.

In addition to the new money herein recommended, I respectfully request the reappropriation of unexpended balances as indicated in budget recommendations this day filed with your honorable body.

In closing I would like to add that twelve days is far too short a time for any Governor to prepare an accurate budget. There may be mistakes in my budget which, I can assure you, we have used every precaution to guard against. We invite your careful analysis and checking to avoid all possible human error.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
GOVERNOR

The committee escorted the Governor from the Chamber.

Visitors

Mr. Knight introduced Mrs. V. Vearl Williams, Teacher, and seven students from Denton School District 136.

Adjournment

At 10:34 a.m., on a motion by Mr. Moulton, the Legislature adjourned until 10:00 a.m., Wednesday, January 18, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWELFTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 18, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bridenbaugh and Thompson who were excused.

Corrections for the Journal

Page 125, line 4, delete the word "officers" and insert "offices".

Page 130, line 33, delete the word "for" at the end of the line.

Page 131, line 9, delete the word "personal" and insert "personel".

Page 132, lines 15 and 16, add "Subjects" after "Miscellaneous".

Page 139, line 40, delete the word "use" and insert "used".

The Journal for the Eleventh Day was approved as corrected.

Invitation

Invitation from the State Association of Mutual Insurance Companies to members and their wives to attend a banquet to be held Tuesday, February 28, 1961, at the Cornhusker Hotel at 7:00 p.m.

NOTICE OF COMMITTEE HEARINGS

Education

LB 163	Tuesday, January 24, 1961	2:00 p.m.
LB 164	Tuesday, January 24, 1961	2:00 p.m.

Government and Military Affairs

LB 89	Friday, January 27, 1961	2:00 p.m.
LB 90	Friday, January 27, 1961	2:00 p.m.

LB 94	Friday, January 27, 1961	2:00 p.m.
LB 98	Friday, January 27, 1961	2:00 p.m.
LB 84	Thursday, February 2, 1961	2:00 p.m.
LB 86	Thursday, February 2, 1961	2:00 p.m.
LB 87	Thursday, February 2, 1961	2:00 p.m.
LB 108	Friday, February 3, 1961	2:00 p.m.
LB 109	Friday, February 3, 1961	2:00 p.m.

Visitors

Mr. Gerdes introduced Mr. Frank Hamilton from Ellsworth, Mr. J. A. Anderson from Alliance, and Mr. Don Rickenbach from Chadron.

Members Excused

Messrs. Jensen and Munnelly were excused for Thursday, January 19, 1961, and Friday, January 20, 1961.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 106. Placed on Select File as amended.

E and R amendment to LB 106:

1. In renumbered section 3, line 8, strike "nor" and insert "not".

2. In Standing Committee amendment 4, line 4, strike the comma after "be".

(Signed) William B. Brandt, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 4.

LR 4 was adopted with 39 ayes, 0 nays, and 4 not voting.

Visitors

Mr. Stryker introduced Mrs. Charles Buntgen, Teacher, eight students and four sponsors from School District 44, Deer Creek, and Don Seabeck, Sponsor, and twenty-seven ladies from Ashland.

MOTION—Session Laws

Mr. President: I move that the Clerk of the Legislature be directed to request the Secretary of State to include the laws passed by the Seventieth and Seventy-first Extraordinary Sessions as an appendix to the regular volume to be published containing the laws passed by the present Seventy-second Session. (Signed) Joe T. Vosoba

The motion prevailed with 39 ayes, 0 nays, and 4 not voting.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Nelson asked unanimous consent that the name of Matt Wylie of Legislative District 27 be added as co-introducer of LB 199. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

LB 160	Wednesday, February 1, 1961	2:00 p.m.
LB 135	Thursday, February 2, 1961	2:00 p.m.
LB 143	Thursday, February 2, 1961	2:00 p.m.

Mr. Moulton Presiding

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 208. By George Syas of Legislative District 4, George C. Gerdes of Legislative District 41 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 81-815.34, Revised Statutes Supplement, 1959, relating to state parks; to increase the mill levy for the State Park Fund; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Syas requested unanimous consent to add William Moulton of Legislative District 10, H. K. Diers of Legislative District 24, and William R. Skarda, Jr. of Legislative District 7 as co-introducers of LB 208. No objections. So ordered.

LEGISLATIVE BILL 209. By Frank Nelson of Legislative District 28.

A BILL FOR AN ACT to amend sections 81-2,166, 81-2,171, and 81-2,179, Reissue Revised Statutes of Nebraska, 1943, relating to bees; to define terms; to prescribe requirements for any beekeeper, dealer, firm, or corporation moving colonies of bees into Nebraska; to provide an inspection fee and the disbursement thereof; to increase penalties; and to repeal the original sections.

LEGISLATIVE BILL 210. By Willard H. Waldo of Legislative District 21, Dale Erlewine of Legislative District 37 and Matt Wylie of Legislative District 27.

A BILL FOR AN ACT to amend section 79-1234, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the suspension of a teacher's certificate for cause and the period of suspension; to provide for reinstatement; and to repeal the original section.

LEGISLATIVE BILL 211. By Theodore H. McCosh of Legislative District 42 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend section 79-1225, Reissue Revised Statutes of Nebraska, 1943, relating to education; to liberalize provisions respecting prescribed teachers' certificates; and to repeal the original section.

LEGISLATIVE BILL 212. By Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT to amend section 77-704, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that if the property is not assessable with a school district, city or village, five-sixths of the intangible tax collected in the county shall be apportioned to the county general fund; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 213. By J. W. Burbach of Legislative District 14, George C. Gerdes of Legislative District 41 and Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend section 54-143, Reissue Revised Statutes of Nebraska, 1943, relating to brand inspection area; to include the seller in the list of those liable for the inspection of cattle prior to their being transported out of the brand area; and to repeal the original section.

LEGISLATIVE BILL 214. By J. W. Burbach of Legislative District 14, George C. Gerdes of Legislative District 41 and Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend section 54-101, Reissue Revised Statutes of Nebraska, 1943, relating to brand inspection area; to redefine brand; and to repeal the original section.

LEGISLATIVE BILL 215. By J. W. Burbach of Legislative District 14, George C. Gerdes of Legislative District 41 and Jack Romans of Legislative District 29.

A BILL FOR AN ACT relating to livestock; to provide that the owner or operator of any livestock sales ring located in any county adjacent to the Nebraska brand inspection area may voluntarily elect to provide brand inspection at such sales ring; to provide how such election may be made and the terms and conditions thereof; to provide for fees; and to provide for a bond.

LEGISLATIVE BILL 216. By Cecil Craft of Legislative District 38, Ross H. Rasmussen of Legislative District 11 and J. W. Burbach of Legislative District 14.

A BILL FOR AN ACT to amend section 80-401.01, Reissue Revised Statutes of Nebraska, 1943, relating to veterans' affairs; to redefine recognized veterans' organizations; and to repeal the original section.

LEGISLATIVE BILL 217. By Arnold Ruhnke of Legislative District 22, George C. Gerdes of Legislative District 41 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 5, of the Constitution of Nebraska, relating to the Legislature; to provide that in redistricting of the state primary emphasis shall be placed on population but that weight may also be given to area; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 218. By Committee on Public Works, Arnold Ruhnke, 22nd District, Chairman.

A BILL FOR AN ACT to amend sections 39-714.03, 39-742, 39-752, 39-764, 39-7,108, 39-7,118.01, 39-1321, 39-1339, 39-1348, 39-1801, 60-1006, 76-703, and 81-701.04, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to reaffirm the assent of the federal acts set forth in section 39-1304, Reissue Revised Statutes of Nebraska, 1943; to provide for violation of rules established by Department of Roads, as prescribed; to provide for certain vehicles, as prescribed, to which right-of-way shall be yielded; to provide for deposit of funds by State Engineer in the state treasury and placed in Highway Cash Fund; to harmonize provisions thereof with other legislation; to remove obsolete matter; to provide authority for county and township boards as prescribed; to provide the proceedure for determining damages when taking public utility property engaged in rendering existing service; to provide for maintenance of bridges on connecting links; to provide jurisdiction of Department of Roads regarding safety devices along highways in cities and villages as prescribed; to provide when operators of equipment of Department of Roads are excused from making vehicle reports; to provide for fulfillment of advertising for bids for maintenance and repair of highways; to define terms; to provide for stopping for school buses or streetcars on divided highways; to provide for acquisition of landlocked real estate as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 219. By Marvin Lautenschlager of Legislative District 30 and William B. Brandt of Legislative District 2.

A BILL FOR AN ACT relating to motor vehicles; to provide for the temporary operation, without registration, of a motor vehicle purchased in this state other than from a licensed dealer in motor vehicles.

LEGISLATIVE BILL 220. By M. M. Forrester of Legislative District 35, William Moulton of Legislative District 10 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT relating to state-owned land; to require payments in lieu of taxes, as prescribed, when land owned by the state for state park purposes operated for profit or is leased to private parties to be operated for profit; and to provide duties for various public officials.

LEGISLATIVE BILL 221. By Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT relating to the office of Governor; to provide a procedure for determining the question of the disability of the Governor, as referred to in Article IV, section 16, Constitution of Nebraska; and to provide a procedure for determining that such disability has been removed.

LEGISLATIVE BILL 222. By Fern Hubbard Orme of Legislative District 20 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend section 79-447, Revised Statutes Supplement, 1959, relating to schools; to provide that the State of Nebraska shall pay the tuition of children of men in military service as prescribed; and to repeal the original section.

LEGISLATIVE BILL 223. By John P. Munnelly of Legislative District 8, William R. Skarda, Jr. of Legislative District 7 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT relating to labor; to prohibit unjust discrimination in employment because of age; to provide for administration and investigation by the Department of Labor; to provide for penalties; and to provide for enforcement of this act.

Visitors

Mr. Forrester introduced Mr. and Mrs. Stanley Powers and daughters, Geraldine and Judy, from Callaway.

Mr. Stalder introduced Mr. L. Brasnerer of Cook and Mr. Herbert Hanson of Tecumseh.

Mr. Brandt introduced Mr. Walter Kreimer of Talmage and Mr. Wayne King of Auburn.

LEGISLATIVE BILL 224. By John P. Munnelly of Legislative District 8 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT relating to elections; to require prescribed information to appear on the face of any literature published, issued, or circulated and tending to influnce voting at any primary or general record; to require the printer of any such literature to maintain records as prescribed; to make certain acts unlawful; and to provide penalties.

LEGISLATIVE BILL 225. By Edwin T. McHugh of Legislative District 3 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend section 23-1204, Reissue Revised Statutes of Nebraska, 1943, relating to county attorneys; to provide for appointment of one or more deputy county attorneys in all counties; to provide for the compensation of such deputies; and to repeal the original section and also section 23-1204.02, Revised Statutes Supplement, 1959.

LEGISLATIVE BILL 226. By J. O. Peck of Legislative District 26, Albert A. Kjar of Legislative District 36 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend section 79-490, Reissue Revised Statutes of Nebraska, 1943, relating to education; to provide that when it would be closer and more convenient for a child to attend school in an elementary school outside his own district and the child actually attends such school, the transportation allowance shall be ten cents per mile for each one half of a mile or fraction thereof by which the distance of the residence of such child from the schoolhouse at which such child actually attends exceeds three miles; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 227. By Hans O. Jensen of Legislative District 25, Dale Erlewine of Legislative District 37 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to revenue and taxation; to provide the method of arriving at the value of livestock for purpose of listing same for taxation.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Jensen requested unanimous consent to add Michael P. Russillo of Legislative District 9 and J. W. Burbach of Legislative District 14 as co-introducers of LB 227. No objections. So ordered.

Reference Committee Report

LB	Committee
185	Judiciary
186	Judiciary
187	Public Works
188	Public Works
189	Public Works
190	Public Works
191	Government and Military Affairs
192	Judiciary
193	Revenue
194	Public Health and Miscellaneous Subjects
195	Government and Military Affairs
196	Agriculture
197	Agriculture
198	Agriculture
199	Agriculture
200	Banking, Commerce and Insurance
201	Government and Military Affairs
202	Public Health and Miscellaneous Subjects
203	Judiciary
204	Government and Military Affairs
205	Public Health and Miscellaneous Subjects
206	Revenue
207	Public Health and Miscellaneous Subjects

(Signed) Dwight W. Burney
Chairman

SUSPEND RULES—Consider LB 106 on Select File

Mr. President: I move that we suspend the rules and consider LB 106 on Select File. (Signed) Joe T. Vosoba

The motion prevailed with 39 ayes, 0 nays, and 4 not voting.

SELECT FILE

LEGISLATIVE BILL 106. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Vosoba introduced Hon. Joseph Ach, District Judge of the 7th Judicial District.

Mr. Webb introduced Mrs. Loraine Christensen from Ogallala.

President Burney Presiding

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 102. With emergency.

A BILL FOR AN ACT to provide for the payment of compensation of bill drafters, legal researchers, correlation clerk, stenographers, and proofreaders, the payments as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, and for the payments to be made for supplies and other incidental expenses incurred by the bill drafting and related services of the Nebraska Legislative Council during the Seventy-second Session, Nebraska State Legislature, commencing January 1, 1961; to appropriate the sum of forty-two thousand dollars and the unexpended balance in Auditor Account No. E6, therefor; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Wylie

Voting in the negative, 1:

Webb

Not voting, 2:

Bridenbaugh
Thompson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 103. With emergency.

A BILL FOR AN ACT to provide for the payment of the salaries of members of the Seventy-second Session, Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for a period of two years commencing the first Tuesday in January, 1961; to appropriate the sum of two hundred thirteen thousand one hundred eight dollars therefor; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0:

Not voting, 2:

Bridenbaugh
Thompson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

GENERAL FILE

LEGISLATIVE BILL 85. Read and considered.

Advanced to E and R for review with 38 ayes, 0 nays, and 5 not voting.

Visitors

Mr. Bowen introduced Messrs. Richard Ely, Milt Gleasen and Claire Guy of Guide Rock.

UNANIMOUS CONSENTS—Committee Meetings

Mr. Munnelly requested unanimous consent for the Banking, Commerce and Insurance Committee to meet in the West Senate Lounge immediately after adjournment this morning. No objections. So ordered.

Mr. Bowen requested unanimous consent for the Government Committee to meet in the West Chamber immediately after adjournment this morning. No objections. So ordered.

Adjournment

At 11:08 a.m., on a motion by Mr. Moulton, the Legislature adjourned until 10:00 a.m. Thursday, January 19, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 19, 1961

Pursuant to adjournment, the Legislature met at 10:01 a.m., Speaker Thompson presiding.

Prayer was offered by Rev. Paul J. Johnson of St. Luke's Methodist Church, David City.

The roll was called and all members were present except Messrs. Bridenbaugh, Jensen and Munnelly, who were excused.

Corrections for the Journal

Page 149, line 4, correct the spelling of the word "provide".

The Journal for the Twelfth Day was approved as corrected.

Visitors

Mr. Knight introduced Rev. John E. Knight from Lincoln.

Mr. Skarda introduced Godfrey Milacek and Frank Renna from Omaha.

Mr. Stromer introduced Judge and Mrs. Fred C. Laird from Fremont.

Mr. Kjar introduced Ralph Cole from Holdrege.

Mr. Brandt introduced Arthur J. Lamborn, Sr. from Palmyra.

Mr. Romans introduced S. L. Westcott from Ericson, and Mr. Oserrod from Bartlett.

Member Excused

Mr. McCosh was excused for Friday morning, January 20, 1961.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 131	Tuesday, January 24, 1961	2:00 p.m.
LB 138	Monday, January 30, 1961	2:00 p.m.
LB 142	Monday, January 30, 1961	2:00 p.m.
LB 158	Monday, January 30, 1961	2:00 p.m.

Agriculture

LB 196	Wednesday, January 25, 1961	2:00 p.m.

Miscellaneous Appropriations and Claims

LB 150	Tuesday, January 24, 1961	2:00 p.m.
LB 151	Tuesday, January 24, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 119. Placed on General File as amended.

Standing Committee amendments to LB 119:

1. Amend the bill, page 1, section 2, by striking lines 31 to 34, showing the same as stricken, and inserting:

"(2) Sixty calendar days after the first day of teaching in each school year, the county superintendent shall notify the county treasurer to withhold all school money belonging to any district employing an uncertificated teacher until the teacher has registered a certificate with the county superintendent or has been dismissed by the Board of Education employing such teacher, and it shall be the duty of the county treasurer to withhold such money.".

2. Amend the title to conform.

(Signed) George Syas, Chairman

Enrollment and Review

LEGISLATIVE BILL 85. Placed on Select File.

LEGISLATIVE BILL 102. Correctly enrolled.

LEGISLATIVE BILL 103. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 2 LR 1 LR 4 LB 102 LB 103

Visitors

Mr. Staubitz introduced Jack L. Swanson, Donald E. Fox, and L. M. Larsen.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 228. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend sections 48-121 and 48-122, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to increase benefits to employees as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 229. By Fern Hubbard Orme of Legislative District 20, Marvin E. Stromer of Legislative District 19 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT to amend sections 15-229, 15-230, 15-261, and 15-301, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to authorize a city of the primary class to enter property to make surveys, examinations, investigations, and tests and for other public purposes as prescribed; to eliminate obsolete matter; to harmonize provisions with other law; to require additional safety devices at railway street crossings; to provide when polls shall close in all general, primary and special elections; and to repeal the original sections.

LEGISLATIVE BILL 230. By Hans O. Jensen of Legislative District 25 and Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT relating to the practice of osteopathy; to provide the qualifications to be eligible to take the examination as prescribed in section 71-1,139, Reissue Revised Statutes of Nebraska, 1943; to provide for accrediting and inspection of a school or college of osteopathy; to provide for an additional member of the Board of Examiners in Medicine and Surgery; to provide that one of the members of the Board of Examiners in Medicine and Surgery shall be a person eligible for appointment to the Board of Examiners in Osteopathy and his term of office; to amend sections 71-113, 71-116, and 71-1,104, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 231. By Matt Wylie of Legislative District 27, George H. Fleming of Legislative District 43 and Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT to amend section 39-723.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to increase the maximum tolerance of motor trucks, truck-tractors, or trailers carrying a load as prescribed; and to repeal the original section.

LEGISLATIVE BILL 232. By George H. Fleming of Legislative District 43.

A BILL FOR AN ACT relating to schools; to prescribe the powers, duties, and functions of the State Department of Education in the acquisition, warehousing, and distribution of federal surplus personal and real property, food commodities, and funds; and to repeal sections 81-910, 81-911, and 81-912, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 233. By H. L. Gerhart of Legislative District 15.

A BILL FOR AN ACT to amend sections 16-107, 16-108, 16-109, and 16-110, Reissue Revised Statutes of Nebraska, 1943, and section 16-106, Revised Statutes Supplement, 1959, relating to cities of the first class; to change the procedure for extending the boundaries of a city of the first class and the annexation of lands, lots, tracts, streets, or highways; and to repeal the original sections and also section 16-111, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 234. By H. L. Gerhart of Legislative District 15 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT to amend section 8-1,117, Revised Statutes Supplement, 1959, relating to banks and banking; to provide that a commercial bank authorized by its corporate articles shall have power to act as executor of the estate of any person under the appointment of a court of record having jurisdiction of the estate of such deceased person; and to repeal the original section.

LEGISLATIVE BILL 235. By Theodore H. McCosh of Legislative District 42, Lewis Webb of Legislative District 39 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend sections 71-1,142 and 71-1,147, Reissue Revised Statutes of Nebraska, 1943, relating to pharmacy; to redefine terms; to provide for the detailed regulation, by the Department of Health as prescribed, of all phases of the practice of pharmacy; to provide procedures and penalties; and to repeal the original sections.

UNANIMOUS CONSENT—Add Co-introducer

Mr. McCosh requested unanimous consent to add Michael P. Russillo of Legislative District 9 as co-introducer of LB 235. No objections. So ordered.

LEGISLATIVE BILL 236. By M. M. Forrester of Legislative District 35, Hans O. Jensen of Legislative District 25 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT to amend section 37-301, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide that no open season for the taking, killing, hunting, or pursuing of grouse or prairie chickens shall be set for the years from 1961 to 1965; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Forrester requested unanimous consent to add Frank Nelson of Legislative District 28, Theodore H. McCosh of Legislative District 42, William R. Skarda, Jr. of Legislative District 7, Lloyd D. Stalder of Legislative District 1, and Dale Erlewine of Legislative District 37 as co-introducers of LB 236. No objections. So ordered.

LEGISLATIVE BILL 237. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to appropriate all receipts collected and federal reimbursements in the Military Department to aid in defraying salaries, wages and maintenance expense of such department for the biennium ending June 30, 1961; and to declare an emergency.

LEGISLATIVE BILL 238. By Elvin Adamson of Legislative District 40, Lewis Webb of Legislative District 39 and George H. Fleming of Legislative District 43.

A BILL FOR AN ACT to amend section 54-147, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Brand Committee; to increase the cattle inspection fee; and to repeal the original section.

LEGISLATIVE BILL 239. By Elvin Adamson of Legislative District 40, George C. Gerdes of Legislative District 41 and George H. Fleming of Legislative District 43.

A BILL FOR AN ACT to amend section 54-104, Reissue Revised Statutes of Nebraska, 1943, relating to the brand area; to provide authority for the Nebraska Brand Committee, as prescribed, to decide disputes resulting from brands which conflict with or closely resemble each other; and to repeal the original section.

LEGISLATIVE BILL 240. By Elvin Adamson of Legislative District 40, George C. Gerdes of Legislative District 41 and George H. Fleming of Legislative District 43.

A BILL FOR AN ACT to amend section 54-155, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Brand Committee; to make it unlawful for anyone engaged in the slaughter of cattle in the brand area to slaughter any cattle until a certificate of brand inspection is filed; and to repeal the original section.

LEGISLATIVE BILL 241. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 72-905, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to provide for filing a copy of any order of forfeiture and cancellation of oil and gas leases with the register of deeds of the county where the land is situated; and to repeal the original section.

LEGISLATIVE BILL 242. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 57-221, Reissue Revised Statutes of Nebraska, 1943, relating to oil and gas; to provide that governing boards are authorized to enter into agreements for the purpose of unit or cooperative exploration, development, and operation of acreage as prescribed; and to repeal the original section.

LEGISLATIVE BILL 243. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 57-913, Reissue Revised Statutes of Nebraska, 1943, relating to oil and gas conservation; to provide for service of notice by certified United States mail; and to repeal the original section.

LEGISLATIVE BILL 244. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 57-911, Reissue Revised Statutes of Nebraska, 1943, relating to oil and gas conservation; to eliminate the provisions therefrom which provides for application for an exception from an established well-spacing pattern; and to repeal the original section.

LEGISLATIVE BILL 245. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT relating to oil and gas; to provide for personal service upon the Secretary of State as agent of nonresident persons performing any service or work for exploration or development purposes of oil wells on real estate in Nebraska; to provide that such appointment shall not be revocable by death; to provide the manner of service; to provide for fees; and to provide for records.

LEGISLATIVE BILL 246. By William B. Brandt of Legislative District 2, Willard H. Waldo of Legislative District 21 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend section 68-215.09, Revised Statutes Supplement, 1959, relating to old age assistance; to provide that the severance of joint tenancy occasioned by an old age assistance lien shall give the State of Nebraska an undivided interest only to the amount of such lien; to provide that such severance shall be effective only as to the State of Nebraska, leaving the joint tenancy undisturbed as to all other persons; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Brandt requested unanimous consent to add Matt Wylie of Legislative District 27, Theodore H. McCosh of Legislative District 42, Marvin Lautenschlager of Legislative District 30, and Edwin T. McHugh of Legislative District 3 as co-introducers of LB 246. No objections. So ordered.

LEGISLATIVE BILL 247. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 57-905, Reissue Revised Statutes of Nebraska, 1943, relating to oil and gas conservation; to change the conditions of the bond as prescribed; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Jensen requested unanimous consent to add Elvin Adamson of Legislative District 40 as co-introducer of LB 227. No objections. So ordered.

Announcement—Committee Meeting

Mr. Marvel requested the Higher Education Committee to meet in the West Chamber immediately after adjournment this morning.

Reference Committee Report

LB	Committee
208	Revenue
209	Agriculture
210	Education
211	Education
212	Revenue
213	Agriculture
214	Agriculture
215	Agriculture
216	Public Health and Miscellaneous Subjects
217	Government and Military Affairs
218	Public Works
219	Public Works
220	Revenue
221	Government and Military Affairs
222	Education
223	Labor and Public Welfare
224	Government and Military Affairs
225	Judiciary
226	Education
227	Revenue

(Signed) Don Thompson
Acting Chairman

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LB 161	Wednesday, February 1, 1961	2:00 p.m.
LB 165	Wednesday, February 1, 1961	2:00 p.m.

Revenue

LB 128	Thursday, January 26, 1961	2:00 p.m.
LB 174	Thursday, January 26, 1961	2:00 p.m.

Announcement

Speaker Thompson reminded the members of the Civil Defense Program being held in the West Chamber at 1:30 p.m. today.

Adjournment

At 10:34 a.m., on a motion by Mr. Moulton, the Legislature adjourned until 10:00 a.m. Friday, January 20, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FOURTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 20, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bridenbaugh, Jensen, McCosh, Klaver and Munnelly, who were excused.

The Journal for the Thirteenth Day was approved.

Communications

Letter from The Student Council of the University of Nebraska commending the Governor, the Lieutenant Governor, and the Board of Regents for their recognition of the necessity of higher education in Nebraska.

Letter to Lt. Governor Burney from Mrs. C. Rhodes Cox, President, District of Columbia Congress of Parents and Teachers, urging his help in securing Nebraska's ratification of an Amendment to the Constitution of the United States enabling the residents of the District of Columbia to vote in National elections for President and Vice President.

Letter to Mr. Wylie from Hazel B. Gilmer, Clerk of the District Court, Boone County, enclosing Resolutions from the Bar Associations of Thayer, Nuckolls and Fillmore counties asking that the Clerk of the District Court office in these counties be retained.

Visitors

Mr. Forrester introduced Everett Satterfield from Taylor.

Mr. Thompson introduced Shirley Schmidt, Janice Manley and Jacque Wittfoth from Orleans.

UNANIMOUS CONSENT—Withdraw LB 98

Mr. Skarda requested unanimous consent to withdraw LB 98. Request pending. Laid over.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Stromer of Legislative District 19 requested unanimous consent to add his name as co-introducer of LB 223. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 184

Mr. Syas requested unanimous consent to withdraw LB 184. Request pending. Laid over.

Announcement

Mr. Peck announced that the Committee on Committees would meet at 1:00 p.m. this afternoon in the Supreme Court Hearing Room.

MOTION—Amend Rules

Mr. President: I move that the rules be amended to provide that bills introduced by a committee shall not be referred to that committee but shall instead be referred to another committee. (Signed) John Adams, Sr.

Mr. Syas moved to suspend the rules and consider the Adams motion at this time. The motion prevailed with 34 ayes, 0 nays, and 9 not voting.

The Adams motion lost with 1 aye, 33 nays, and 9 not voting.

MOTION—Ease

Mr. President: I move we be at ease for a time to watch the Inaugural proceedings. (Signed) William Moulton.

The motion prevailed, and the Legislature was at ease from 10:37 a.m. to 12:14 p.m.

Member Excused

Mr. Peck was excused at 12:14 p.m. for the remainder of this Day's session.

MOTION—Appreciation for Program

Mr. President: I move that this Legislature record its thanks in the Legislative Journal to General Welch in making possible the program held yesterday in the Legislature which has brought into sharp focus our responsibilities in the struggle against communism and our responsibilities in Civil Defense. (Signed) Michael P. Russillo.

The motion prevailed.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 180	Friday, January 27, 1961	2:00 p.m.
LB 212	Friday, January 27, 1961	2:00 p.m.

Education

LB 173	Monday, January 30, 1961	2:00 p.m.
LB 179	Monday, January 30, 1961	2:00 p.m.
LB 182	Tuesday, January 31, 1961	2:00 p.m.
LB 183	Tuesday, January 31, 1961	2:00 p.m.

Judiciary

LB 61	Thursday, January 26, 1961	2:00 p.m.
LB 62	Thursday, January 26, 1961	2:00 p.m.
LB 65	Thursday, January 26, 1961	2:00 p.m.
LB 69	Thursday, January 26, 1961	2:00 p.m.
LB 72	Thursday, January 26, 1961	2:00 p.m.
LB 73	Thursday, January 26, 1961	2:00 p.m.
LB 74	Thursday, January 26, 1961	2:00 p.m.
LB 63	Friday, January 27, 1961	2:00 p.m.
LB 64	Friday, January 27, 1961	2:00 p.m.
LB 66	Friday, January 27, 1961	2:00 p.m.
LB 67	Friday, January 27, 1961	2:00 p.m.
LB 68	Friday, January 27, 1961	2:00 p.m.
LB 70	Friday, January 27, 1961	2:00 p.m.
LB 75	Friday, January 27, 1961	2:00 p.m.

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Vosoba, Chairman of the Judiciary Committee, requested unanimous consent to withdraw the Notice of Hearing of LB 39 set for January 25, 1961. No objections. So ordered.

Member Excused

Mr. Gerdes was excused for Monday, January 23, Tuesday, January 24, and Wednesday, January 25.

Presented to the Governor

Presented to the Governor for approval on January 19, 1961, at 3:45 p.m.: LB 102 LB 103

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 106. Correctly engrossed.

(Signed) William B. Brandt, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 5. Re: Extending Best Wishes to C. Petrus Peterson.

Introduced by Fern Hubbard Orme, 20th District, George A. Knight, 18th District and Marvin E. Stromer, 19th District.

WHEREAS, C. Petrus Peterson, who is a former member of the Legislature, is ill in a Lincoln Hospital.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That recognizing the untiring efforts of C. Petrus Peterson, while a member of this body, we extend to him our sincere wishes for his well-being and hope for a speedy recovery.

2. That a copy of this Resolution, suitably engrossed, be mailed to C. Petrus Peterson.

SUSPEND RULES—Adopt LR 5

Mr. President: I move that the rules be suspended and LR 5 be adopted. (Signed) Fern Hubbard Orme

The motion prevailed with 33 ayes, 0 nays, and 10 not voting, and LR 5 was adopted.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 248. By Albert A. Kjar of Legislative District 36 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT to amend section 79-1528, Reissue Revised Statutes of Nebraska, 1943, relating to school retirement system; to provide for payment of contributions if a member dies before retirement with less than twenty years of service and before retirement while under contract to a public school and with more than twenty years of service as prescribed; and to repeal the original section.

LEGISLATIVE BILL 249. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 60-513, Reissue Revised Statutes of Nebraska, 1943, relating to the Motor Vehicle Safety Responsibility Act; to provide that the amount of security ordered may be reduced in any case at any time after the date of the accident if, in the judgment of the Director of Motor Vehicles, the amount ordered is excessive; and to repeal the original section.

LEGISLATIVE BILL 250. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT relating to the Motor Vehicle Safety Responsibility Act; to eliminate the requirements for showing of financial responsibility following conviction of any moving traffic violations; to eliminate the provisions for suspension of licenses, registrations, and nonresident operating privileges after conviction of moving traffic violations; to eliminate penalties for giving of false information, as prescribed; to amend section 60-525, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section and also sections 60-524.01 and 60-524.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 251. By Cecil Craft of Legislative District 38, Michael P. Russillo of Legislative District 9 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT relating to the Department of Roads; to define terms; to provide for the establishment and administration of a retirement system for the State Engineer and employees of the Department of Roads of the State of Nebraska not already covered by retirement plans, and supplementing the federal Social Security system benefits; to provide funds for the payment of retirement benefits and the administration of the retirement system by the Board of Educational Lands and Funds; to prescribe the conditions for eligibility to receive such benefits; to provide for contribution by the Department of Roads to such retirement system; to make certain acts unlawful; to provide for penalties; and to declare an emergency.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Russillo requested unanimous consent to add Ross H. Rasmussen of Legislative District 11, M. M. Forrester of Legislative District 35, Willard H. Waldo of Legislative District 21, Fern Hubbard Orme of Legislative District 20, and Dale Erlewine of Legislative District 37, as co-introducers of LB 251. No objections. So ordered.

LEGISLATIVE BILL 252. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 24-209, Revised Statutes Supplement, 1959, relating to published reports; to provide that each judge of a separate juvenile court shall be furnished a complete set of Supreme Court Reports and a copy of all subsequent reports; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 253. By Kenneth L. Bowen of Legislative District 32 and Don Thompson of Legislative District 33.

A BILL FOR AN ACT to amend section 60-335, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registration; to provide that no registration fee shall be changed for any motor vehicle owned and used by any political subdivision of the state; and to repeal the original section.

LEGISLATIVE BILL 254. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 79-1302, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the method of apportionment of school funds to districts and counties; and to repeal the original section.

LEGISLATIVE BILL 255. By Lewis Webb of Legislative District 39, George H. Fleming of Legislative

District 43 and Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT for submission to the electors of an amendment to the Constitution of Nebraska, relating to miscellaneous provisions; to provide for the adoption of a new section of the Constitution of Nebraska to appear as Article XV, section 10; to provide that the net proceeds from highway use taxes, including motor vehicle license fees and motor vehicle fuel taxes, shall be used only for the purpose of construction, reconstruction, repair and maintenance of highways, streets, roads and bridges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 256. By Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT to amend section 77-1736.01, Revised Statutes Supplement, 1959, relating to revenue and taxation; to provide for refund of taxes as a result of a clerical error on the part of taxing officials of the state or of a political subdivision of the state; to extend the time for filing a claim for refund of tax paid as a result of clerical error; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 257. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 25-314, Revised Statutes Supplement, 1959, relating to civil procedure; to provide for service upon nonresidents as prescribed; to provide for fees; to provide for costs; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 258. By William B. Brandt of Legislative District 2, Edwin T. McHugh of Legislative District 3 and Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to amend section 23-1201, Revised Statutes Supplement, 1959, relating to the county attorney; to provide that the county board may waive prescribed reports required of the county attorney; and to repeal the original section.

LEGISLATIVE BILL 259. By Joe T. Vosoba of Legislative District 23, William B. Brandt of Legislative District 2 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend sections 38-601, 38-608, 38-613, 38-616, 38-621, and 38-622, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and wards; to provide for the sale of improvements on real estate of the ward when such improvements are not in use or are deteriorating in value to the injury of the ward's estate; and to repeal the original sections.

LEGISLATIVE BILL 260. By Frank Nelson of Legislative District 28.

A BILL FOR AN ACT relating to schools; to provide for publication of claims allowed at a regular or special meeting of a board of education of a district of the fourth class as prescribed.

LEGISLATIVE BILL 261. By Arnold Ruhnke of Legislative District 22 and Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT relating to highways and roads; to require the erection of signs, along state highways and county roads warning of railroad intersections as prescribed; to provide duties for various public officials; to provide penalties; and to provide for withholding of Gasoline Tax Funds from counties, as prescribed.

LEGISLATIVE BILL 262. By Fern Hubbard Orme of Legislative District 20, George A. Knight of Legislative District 18 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT to amend sections 14-101 and 15-101, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan and primary class; to change the number of inhabitants in the determination of classification of cities of metropolitan and primary class; and to repeal the original sections.

Reference Committee Report

LB	Committee
228	Labor and Public Welfare
229	Judiciary
230	Public Health and Miscellaneous Subjects
231	Public Works
232	Education
233	Government and Military Affairs
234	Banking, Commerce and Insurance

235	Public Health and Miscellaneous Subjects
236	Agriculture
237	Budget
238	Agriculture
239	Agriculture
240	Agriculture
241	Judiciary
242	Judiciary
243	Judiciary
244	Judiciary
245	Judiciary
246	Judiciary
247	Judiciary

(Signed) Dwight W. Burney
Chairman

SELECT FILE

LEGISLATIVE BILL 85. Advanced to E and R for engrossment.

Adjournment

At 12:35 p.m., on a motion by Mr. Ruhnke, the Legislature adjourned until 10:00 a.m. Monday, January 23, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 23, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Gerdes and Thompson, who were excused.

The Journal for the Fourteenth Day was approved.

Communications

Letters from Hazel B. Gilmer, President, Nebraska State Association of Clerks of the District Court, to Mr. Wylie enclosing Resolutions from Nemaha, Boone, Pierce and Dixon counties asking that the Clerk of the District Court office in these counties be retained.

Invitation

Invitation from the Omaha members of the Legislature to be the guests of Ak-Sar-Ben and the Omaha Hockey Club at a buffet dinner, followed by a hockey game, Tuesday evening, February 21.

UNANIMOUS CONSENT—Exchange Hearing Rooms

Mr. Diers requested unanimous consent for the Agriculture Committee to hold their public hearing Wednesday, January 25, in the East Chamber and the Labor and Public Welfare Committee to hold their hearing that day in the West Lounge. No objections. So ordered.

Visitors

Mr. McCosh introduced Mrs. McCosh, Mrs. Ted B. Miller, Mr. Davey, Mr. Glenn G. Avery and Mr. Robert Slie from Scottsbluff.

UNANIMOUS CONSENT—Hearing Room

Mr. Ruhnke requested unanimous consent for the Public Works Committee to hold their meeting this afternoon in the West Chamber. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 136	Tuesday, January 31, 1961	2:00 p.m.
LB 187	Tuesday, January 31, 1961	2:00 p.m.
LB 189	Tuesday, January 31, 1961	2:00 p.m.

Budget

LB 149	Wednesday, February 1, 1961	2:00 p.m.
LB 237	Wednesday, February 1, 1961	2:00 p.m.
LB 115	Wednesday, February 1, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 2. Placed on General File.
LEGISLATIVE BILL 4. Placed on General File.
LEGISLATIVE BILL 5. Placed on General File.
LEGISLATIVE BILL 6. Placed on General File.
LEGISLATIVE BILL 7. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 5

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 263. By Jack Romans of Legislative District 29, Matt Wylie of Legislative District 27 and George H. Fleming of Legislative District 43.

A BILL FOR AN ACT to amend section 66-424.01, Revised Statutes Supplement, 1959, relating to motor vehicle fuels; to change the manner of distributing to the county treasurers the share of the Gasoline Tax Fund to be used as provided in sections 39-1001 to 39-1009, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 264. By Marvin E. Stromer of Legislative District 19 and William Moulton of Legislative District 10.

A BILL FOR AN ACT relating to counties; to provide that the county board of any county having a population of one hundred thousand inhabitants or more may provide retirement benefits, as prescribed, for present and future employees of the county.

LEGISLATIVE BILL 265. By Fern Hubbard Orme of Legislative District 20, George A. Knight of Legislative District 18 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT to amend section 15-808, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to permit the board of equalization of a city of the primary class to meet at any time for the purpose of equalizing assessment of any omitted or undervalued property and to add to the assessment rolls any taxable property not included therein; and to repeal the original section.

LEGISLATIVE BILL 266. By Don Thompson of Legislative District 33.

A BILL FOR AN ACT to amend sections 79-446.01 and 79-446.02, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to harmonize and clarify the provisions thereof; to change the tuition to be paid for pupils living on tax-exempt air fields owned by the state or a city; and to repeal the original sections.

LEGISLATIVE BILL 267. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend sections 80-101 and 80-407, Reissue Revised Statutes of Nebraska, 1943, relating to soldiers and sailors; to provide that members of the county service committee shall be ineligible to serve as county service officers or assistant county service officers; and to repeal the original sections.

LEGISLATIVE BILL 268. By Sam Klaver of Legislative District 6 and William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend sections 74-915 and 74-916, Reissue Revised Statutes of Nebraska, 1943, relating to railroads; to provide that the safety, sanitation, adequate shelter, and health regulations shall be for all railroad employees; and to repeal the original sections.

LEGISLATIVE BILL 269. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 19-2602.01, Revised Statutes Supplement, 1959, relating to urban renewal and development; to provide for the election of members of an Urban Renewal Authority; and to repeal the original section.

LEGISLATIVE BILL 270. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend section 32-530, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that a registered voter may vote the primary ballot of any political party as prescribed; to provide how the ballot shall designate the political party; and to repeal the original section.

LEGISLATIVE BILL 271. By Ross H. Rasmussen of Legislative District 11, Albert A. Kjar of Legislative District 36 and Theodore H. McCosh of Legislative District 42.

A BILL FOR AN ACT to amend section 1-107, Revised Statutes Supplement, 1959, relating to accountants; to extend the time a public accountant may serve as a member of the Nebraska State Board of Public Accountancy; and to repeal the original section.

LEGISLATIVE BILL 272. By Frank Nelson of Legislative District 28.

A BILL FOR AN ACT to amend sections 23-267 and 23-269, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for the establishment of supervisor districts two-thirds on the basis of population and one-third on the basis of area; and to repeal the original sections.

LEGISLATIVE BILL 273. By George A. Knight of Legislative District 18, Marvin E. Stromer of Legislative District 19 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT to amend sections 31-823 and 31-830, Reissue Revised Statutes of Nebraska, 1943, relating to watershed districts; to increase the authority of the board of directors of watershed districts, as prescribed; to provide for a change of name of such districts and the procedure therefor; to provide when an election shall be held only within the territory proposed to be added to such districts; to provide when the board of directors shall be increased; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 274. By George A. Knight of Legislative District 18.

A BILL FOR AN ACT to amend section 32-231.01, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to increase the compensation of the election commissioner, chief deputy commissioner, judges, clerks, and district inspectors in counties having a population of more than sixty thousand and not more than two hundred thousand inhabitants; to provide when such increases shall become operative; and to repeal the original section.

LEGISLATIVE BILL 275. By William R. Skarda, Jr. Legislative District 7, Ross H. Rasmussen of Legislative District 11 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT relating to labor; to prohibit and make unlawful the employment of professional strikebreakers in place of employees involved in a labor dispute; to prohibit and make unlawful recruitment and furnishing of employees involved in a labor dispute, by a person or agency not directly involved in the labor dispute, and the employment of persons so recruited or furnished; to prohibit and make unlawful recruitment of or advertising for employees to take the place of employees engaged in a labor dispute without stating that the employment offered is in place of employees involved in a labor dispute; and to provide penalties.

LEGISLATIVE BILL 276. By Marvin Lautenschlager of Legislative District 30 and Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend sections 32-102, 32-404, 32-420, 32-428, 32-429, 32-438, 32-451, 32-460, 32-480, and 33-137, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to define and redefine terms; to provide for notice of appointment as an election official in certain counties and their duties in respect thereto; to harmonize the provisions thereof with other legislation; to eliminate the requirement of voter making cross or other clear intelligible mark in square opposite of a name written in a ballot; to provide the county boards shall designate polling places; to provide a different method of voting by disabled voters; to provide penalties; to change the time when the canvassing board may start counting votes; to change the procedure for printing and counting ballots of delegates and alternates to a national convention; to increase the compensation of election officials in counties having sixty thousand inhabitants or less; to provide for institutes and schools of instruction for county clerks, election commissions, and election officials; and to repeal the original sections.

LEGISLATIVE BILL 277. By Marvin Lautenschlager of Legislative District 30 and Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend sections 32-233, 32-234, 32-235, 32-236, 32-237, 32-238, 32-239, 32-240, 32-241, 32-243, 32-244, 32-245, 32-246, 32-247, 32-248, 32-249, 32-250, 32-251, 32-252, 32-254, 32-255, 32-256, 32-258, 32-259, 32-260, 32-261, and 32-262, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that the provisions of sections 32-233 to 32-264, Reissue Revised Statutes of Nebraska, 1943, shall require a general registration of all voters in counties having a population of sixty thousand inhabitants or less; to harmonize the provisions with other legislation; and to repeal the original sections.

Visitors

Mr. Jensen introduced Mmes Paul Moore, Roger Erickson and Lloyd Erickson, den mothers, and six Boy Scouts of Pack 241, Stromsburg.

Mr. Rasmussen introduced Mrs. Hilma Eckert and children, Skip and Nyla, and Linda Hillers, Kenneth Willcock and John Berek.

Mr. Stromer introduced former Senator Stanley L. Portsche of Lincoln.

Mr. Nelson introduced Mr. Howard Hart of Atkinson and Mr. Martin of Neligh.

LEGISLATIVE BILL 278. By Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 10, of the Constitution of Nebraska, relating to education; provided that the Board of Regents of the University of Nebraska shall consist of twelve members; to provide the manner and method of election; to provide the term of office shall be four years; to provide for compensation; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 279. By Fern Hubbard Orme of Legislative District 20 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend sections 43-209, 43-214, 43-219, 81-102, 83-132, 83-147, 83-244, 83-340, 83-430, and 83-431, Reissue Revised Statutes of Nebraska, 1943, and sections 81-101 and 83-243, Revised Statutes Supplement, 1959, relating to the Board of Control; to replace the Board of Control by a Department of Public Institutions; to vest the general management, control, and government of all state charitable, mental, reformatory, and penal institutions in such department; to provide for an advisory Board of Public Institutions, its composition, functions, powers, and duties; to provide the qualifications, appointment, term of office, and compensation of such board; to provide for a Director of Public Institutions as the executive head of such department; to provide for the appointment, qualifications, term of office, compensation, powers and duties of the director; to provide for a bond; to provide for a seal and the effect thereof; to provide for the transfer of books, records, files, and physical property; to provide for the transfer of existing functions, powers, and duties to the Department of Public Welfare, its board and director; to authorize the Revisor of Statutes to make changes in terminology in accordance with the terms of this act; and to repeal the original sections and also sections 83-101, 83-102, 83-103, 83-104, 83-105, 83-106, 83-107, 83-113, 83-118, and 83-119.

LEGISLATIVE BILL 280. By George H. Fleming of Legislative District 43, Jack Romans of Legislative District 29 and Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT to amend section 37-610, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to eliminate provision for seizure and forfeiture of guns being used illegally; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Fleming requested unanimous consent to add William R. Skarda, Jr. of Legislative District 7 as co-introducer of LB 280. No objections. So ordered.

LEGISLATIVE BILL 281. By Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT to amend sections 32-235, 32-239, and 32-241, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that the election of a board of supervisors of registrations shall be permissive rather than mandatory cities of prescribed population; to provide that the mayor and city council shall fix the compensation of members of such board and the city clerk for services in connection therewith; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 282. By Marvin Lautenschlager of Legislative District 30 and Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 32-216, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to require a general registration of voters in counties having a population of more than sixty thousand inhabitants; and to repeal the original section.

LEGISLATIVE BILL 283. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend sections 60-311, 60-311.04, and 60-323, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registration; to provide that registration plates shall be issued not more often than each three years and not less often than each five years with renewal tabs to be issued in other years; and to repeal the original sections.

Reference Committee Report

LB	Committee
248	Miscellaneous Appropriations and Claims
249	Banking, Commerce and Insurance
250	Banking, Commerce and Insurance
251	Public Works
252	Public Health and Miscellaneous Subjects
253	Public Health and Miscellaneous Subjects
254	Education
255	Judiciary
256	Revenue
257	Judiciary
258	Government and Military Affairs
259	Judiciary
260	Education
261	Public Works
262	Government and Military Affairs

(Signed) DWIGHT W. BURNEY,
Chairman

UNANIMOUS CONSENTS—Withdraw Bills

Mr. Syas renewed his pending request found in the Legislative Journal for the Fourteenth Day to withdraw LB 184. There were no objections and the bill was withdrawn.

Mr. Skarda renewed his pending request found in the Legislative Journal for the Fourteenth Day to withdraw LB 98. There were no objections and the bill was withdrawn.

GENERAL FILE

LEGISLATIVE BILL 119. Read and considered.

Mr. Syas offered the following amendment which was adopted:

1. Amend Standing Committee amendment 1, line 1, by striking "page 1, section 2," and inserting "page 2, section 1,".

Standing Committee amendments found in the Legislative Journal for the Thirteen Day were adopted as amended.

Advanced to E and R for review with 39 ayes, 0 nays, and 4 not voting.

UNANIMOUS CONSENT—Change Hearing Date

Mr. Russillo requested unanimous consent to change the hearing date on LB 90, which has been set by the Government and Military Affairs Committee for Friday, January 27, to Friday, February 10. No objections. So ordered.

Member Excused

Mr. Romans was excused for Tuesday, Wednesday, and Thursday, January 24, 25, and 26.

Adjournment

At 10:49 a.m., on a motion by Moulton, the Legislature adjourned until 10:00 a.m., Tuesday, January 24, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 24, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Gerdes, Romans, and Thompson who were excused.

Corrections for the Journal

Page 173, line 13, delete "LB 238" and insert "LB 237".

Page 174, line 16, delete "assessments" and insert "assessment".

Page 180, line 15, insert "as amended" after "adopted".

The Journal for the Fifteenth Day was approved as corrected.

MESSAGE FROM THE GOVERNOR

January 23, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on this day I have approved LB 102 and LB 103.

Respectfully submitted,

(Signed) Frank B. Morrison
Frank B. Morrison
Governor

FBM:jf

Communications

Letter from Fred W. Stageman, Commander, The American Legion Post No. 1, Omaha, to Lt. Gov. Burney, enclosing resolution regarding the School of Journalism at the University of Nebraska.

Letter from Brevard Crihfield, Executive Director, The Council of State Governments, regarding publications and material to be distributed to members of the Legislature.

ELECTED OFFICERS AND PROPOSED LIST OF LEGISLATIVE EMPLOYEES

72nd SESSION, 1961

	Proposed Schedule
George L. Santo, Sergeant-at-arms	$200.00 month
Max Baskins, Assistant Sergeant-at-arms	195.00 month
Ruby B. Nelson, Postmaster	220.00 month
Martin Schroeder, Chaplain	170.00 month
Beverly M. Selby, Secretary to Lt. Governor and Speaker	300.00 month
Theba Lubken, Journal Clerk	390.00 month
Nelda M. Knisely, Assistant Journal Clerk	335.00 month
Martha M. Haines, Engrossing and Enrolling Clerk	375.00 month
Donna Belle Cleavenger, Receptionist	300.00 month
Sherill Niebuhr, Secretary to the Clerk of the Legislature	350.00 month
Elsye Firestone, Docket Clerk	300.00 month
Dorothy Jorgensen, Bookkeeper	325.00 month
Dorothy Y. Hubertus, Stencil Cutter and Mimeographer	300.00 month
Eunice V. Bradley, Supervisor, Secretarial Pool	357.50 month
Eloise M. Galloway, Supervisor, Secretarial Pool	357.50 month
Phyllis Ann Camp, Stenographer	286.00 month
Ellen Erickson Craft, Stenographer	286.00 month
Dorothea Fuchs, Budget Committee Clerk	330.00 month
Miriam E. Gabelman, Banking, Commerce & Insurance Committee Clerk	330.00 month
Doris Hellbusch, Stenographer	286.00 month
Marjory Ann Hines, Labor and Public Welfare Committee Clerk	330.00 month
Erma J. Holtmeier, Stenographer	260.00 month
Nina I. Jeffrey, Stenographer	300.00 month
Donna Jo Lee, Miscellaneous Appropriations & Claims Committee Clerk	330.00 month
Beverly H. Williams, Stenographer	286.00 month
Ruth Mosby, Judiciary Committee Clerk	330.00 month
Rose Anne Rosenstock, Agriculture Committee Clerk	330.00 month

Berniece P. Severin, Stenographer	286.00 month
Virginia A. Sevigne, Government Committee Clerk	330.00 month
Marilynn K. Shaw, Committee Clerk, Public Works	330.00 month
Susan M. Smith, Stenographer	260.00 month
Sue Steenson, Revenue Committee Clerk	330.00 month
Maxine Steyer, Education Committee Clerk	330.00 month
Marilyn Kloke, Public Health & Miscellaneous Subjects Committee Clerk	330.00 month
Kay Trimble, Typist	260.00 month
Donna Gabel, Dictaphone Operator, Stenographer	286.00 month
Gertrude A. Tyler, Telephone Operator	200.00 month
Phyllis Daniels, Page	180.00 month
Joan L. Graf, Page	180.00 month
Michael Thomas Lough, Page	180.00 month
Doris Matejousky, Page	180.00 month
William Dean Reed, Page	180.00 month
Stan Wilson, Page	180.00 month
Marion Wulf, Page	180.00 month
Charles A. Mohrman, Chief Clerk, Bill Room	315.00 month
John D. Curtis, Assistant Clerk, Bill Room	246.75 month
Clifford Irum Olson, Assistant Clerk, Bill Room	246.75 month
William Hansen, Assistant Clerk, Bill Room	246.75 month
Leon R. Hill, Assistant Clerk, Bill Room	246.75 month
Gerald L. Nickell, Assistant Clerk, Bill Room	246.75 month
Joe Schneider, Assistant Clerk, Bill Room	246.75 month
Oril A. Barber, Assistant Clerk, Bill Room	246.75 month
Judith Joleen Hesse, Assistant Clerk, Bill Room	246.75 month
Raymond J. Latrom, Assistant Clerk, Bill Room	246.75 month
Jeanine Kay Vculek, Assistant Clerk, Bill Room	246.75 month
Charles E. Keefer, Assistant Clerk, Bill Room	246.75 month
Bertha M. Johnston, Proof Reader	1.80 hour
Mary E. Rank, Proof Reader	1.80 hour
Elizabeth Reger, Proof Reader	1.80 hour
J. Irene Wright, Proof Reader	1.80 hour
Lenore N. Johnson, Proof Reader	1.80 hour
Otto E. Dowling, Custodian	235.00 month
Edward E. Strope, Custodian	235.00 month
Connee M. Kluna, Committee Clerk	330.00 month
Winifred Paulson, Stenographer	286.00 month

(Signed) Hugo F. Srb
Clerk of the Legislature

Visitors

Mr. Craft introduced Mr. and Mrs. Dale Woods and Mr. and Mrs. Raymond Johnson of Stockville.

Mr. Adamson introduced Mr. and Mrs. Chas. Gwynn of Cody.

Mr. Hasebroock introduced Messrs. Orrin Kohlmeier and Clair Holmquist of Oakland.

Mr. Burbach introduced Messrs. Otto Hansen and John Clements of Bloomfield, True Cordes of Creighton and Joe Buschkamp of Crofton.

Invitation

Mrs. Orme extended an invitation from American Legion Post No. 3, Lincoln, to the members and their wives to a dinner at 6:00 p.m., Wednesday, February 1, at the Legion Clubhouse, 5730 "O" Street.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 208	Thursday, February 2, 1961	2:00 p.m.
LB 220	Thursday, February 2, 1961	2:00 p.m.
LB 166	Friday, February 3, 1961	2:00 p.m.
LB 193	Friday, February 3, 1961	2:00 p.m.

Public Health and Miscellaneous Subjects

LB 172	Wednesday, February 8, 1961	2:00 p.m.
LB 194	Wednesday, February 8, 1961	2:00 p.m.
LB 202	Wednesday, February 8, 1961	2:00 p.m.

Visitors

Mr. Syas introduced Mr. Elton C. Shepard.

Mr. Hasebroock introduced Mr. Duane Wegner of West Point.

UNANIMOUS CONSENT—Withdraw LB 260

Mr. Nelson requested unanimous consent to withdraw LB 260. Request pending. Laid over.

UNANIMOUS CONSENT—Amend Bills

Mr. Klaver requested unanimous consent to amend LB 86, LB 87, and LB 88, by adding the name of John Adams, Sr., as co-introducer. No objections. So ordered.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 8. Placed on General File.

LEGISLATIVE BILL 9. Placed on General File.

LEGISLATIVE BILL 10. Placed on General File.

LEGISLATIVE BILL 11. Placed on General File.

LEGISLATIVE BILL 13. Placed on General File.

LEGISLATIVE BILL 14. Placed on General File.

LEGISLATIVE BILL 15. Placed on General File.

LEGISLATIVE BILL 16. Placed on General File.

LEGISLATIVE BILL 17. Placed on General File.

LEGISLATIVE BILL 18. Placed on General File.

LEGISLATIVE BILL 19. Placed on General File.

LEGISLATIVE BILL 20. Placed on General File.

LEGISLATIVE BILL 21. Placed on General File.

LEGISLATIVE BILL 22. Placed on General File.

LEGISLATIVE BILL 23. Placed on General File.

LEGISLATIVE BILL 24. Placed on General File.

LEGISLATIVE BILL 26. Placed on General File.

LEGISLATIVE BILL 27. Placed on General File.

LEGISLATIVE BILL 28. Placed on General File.

LEGISLATIVE BILL 29. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 6. Re: Legislative Council Study of Practices of Case Workers for Recipients of Old Age Assistance, Blind Assistance, and Aid for Dependent Children.

Introduced by Sam Klaver, 6th District.

WHEREAS, the assistance laws now require many steps to be taken to grant relief to the many persons entitled to the same; and

WHEREAS, the case workers who investigate the recipients for assistance may be unfair; and

WHEREAS, recipients should be accorded humanitarian treatment.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council shall appoint a committee of five members whose duty it will be to inquire into the practices of the case workers for recipients of old age assistance, blind assistance, and aid for dependent children and report its findings and recommendations to the next regular session of the Legislature as to any unlawful, inhuman, or improper practices found to exist or to have existed.

Referred to the Legislative Council Executive Board.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 284. By Fern Hubbard Orme of Legislative District 20, George A. Knight of Legislative District 18 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT to amend section 3-303, Reissue Revised Statutes of Nebraska, 1943, relating to airport zoning; to harmonize the zoning jurisdiction for airport hazard areas with zoning jurisdiction created by former law; and to repeal the original section.

LEGISLATIVE BILL 285. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to amend section 81-822, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Commission on Intergovernmental Cooperation; to eliminate the restriction on the amount that may be expended for prescribed expenses; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 286. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to amend section 49-905, Reissue Revised Statutes of Nebraska, 1943, relating to the Commission on Uniform State Laws; to eliminate the restriction on the amount that may be appropriated for prescribed purposes; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 287. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to repeal section 33-149, Reissue Revised Statutes of Nebraska, 1943, relating to salaries.

LEGISLATIVE BILL 288. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the biennium ending June 30, 1963; to provide for the payment thereof; and to declare an emergency.

LEGISLATIVE BILL 289. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT making appropriations for the state government of the State of Nebraska for the biennium beginning July 1, 1961, and ending June 30, 1963; to prescribe conditions for the determination of the levy of the state taxes for the state General Fund; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

LEGISLATIVE BILL 290. By Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend section 39-719, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to permit temporary movement of alfalfa harvesting machines that exceed eight feet in width on highways during daylight hours and at night time when well lighted; and to repeal the original section.

LEGISLATIVE BILL 291. By George H. Fleming of Legislative District 43, Sam Klaver of Legislative District 6 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT to amend section 68-804, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to increase the amount of aid authorized to be paid to the disabled as prescribed; and to repeal the original section.

LEGISLATIVE BILL 292. By Elvin Adamson of Legislative District 40 and Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT to amend section 79-329, Revised Statutes Supplement, 1959, relating to the State Board of Education; to authorize the State Board of Education to rent or lease space outside the State Capitol as prescribed; and to repeal the original section.

LEGISLATIVE BILL 293. By M. M. Forrester of Legislative District 35, Marvin Lautenschlager of Legislative District 30 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 39-1725, Reissue Revised Statutes of Nebraska, 1943, relating to county roads; to provide that upon the relocation, vacation, or abandonment of any county road, the right-of-way over such road shall remain in the public and shall not be lost by nonuser thereof; and to repeal the original section.

LEGISLATIVE BILL 294. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to labor; to establish a minimum wage law; to define terms; to provide exemptions and exceptions; to provide minimum wages, as prescribed; to provide duties for the employer, Secretary of State, and county attorneys; to provide for violations; to provide penalties; to provide the effect of this act; and to provide how this act may be cited.

LEGISLATIVE BILL 295. By Ross H. Rasmussen of Legislative District 11, Hans O. Jensen of Legislative District 25 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 77-1317, Reissue Revised Statutes of Nebraska, 1943, and sections 77-1301 and 77-1303, Revised Statutes Supplement, 1959, relating to taxation; to eliminate the requirement for separate listing and valuing for purposes of taxation of improvements on real estate; and to repeal the original sections.

LEGISLATIVE BILL 296. By Ross H. Rasmussen of Legislative District 11, George Syas of Legislative District 4 and Theodore H. McCosh of Legislative District 42.

A BILL FOR AN ACT to amend section 17-201, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide that after the effective date of this act, no village located within five miles of the corporate limits of an established and existing municipality shall be incorporated; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 297. By George A. Knight of Legislative District 18, Marvin E. Stromer of Legislative District 19 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT relating to drainage; to provide that any sanitary district organized and existing under and by virtue of the provisions of Chapter 31, article 5, Reissue Revised Statutes of Nebraska, 1943, may, under the circumstances provided in this act, contract with any watershed district organized and existing in whole or in part within the boundaries of said sanitary district for the transfer of all of its functions in respect to drainage together with all of its property used or useful for that purpose to such watershed district upon such terms and conditions as may be agreed upon between such watershed district and such sanitary district and in such event to further provide for dissolution of such sanitary district by resolution of its board of trustees.

LEGISLATIVE BILL 298. By Marvin E. Stromer of Legislative District 19 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 39-723.01, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to provide tha the speed limit established by such section shall apply only to freight-carrying vehicles or vehicles towing a freight-carrying trailer, semitrailer, or cabin trailer; and to repeal the original section.

LEGISLATIVE BILL 299. By Hal Bridenbaugh of Legislative District 13, J. W. Burbach of Legislative District 14 and William Moulton of Legislative District 10.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 20, of the Constitution of Nebraska, relating to the State Railway Commission; to provide for election of commissioners from districts as the Legislature shall provide; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Bridenbaugh requested unanimous consent to add Jack Romans of Legislative District 29 as co-introducer of LB 299. No objections. So ordered.

LEGISLATIVE BILL 300. By Hans O. Jensen of Legislative District 25 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend sections 60-311.03 and 60-330, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registrations; to remove, from the classification of commercial vehicles, trucks owned by contractors and used exclusively in the conduct of their business as such; to provide fees; and to repeal the original sections.

LEGISLATIVE BILL 301. By John P. Munnelly of Legislative District 8, Albert A. Kjar of Legislative District 36 and Lloyd W. Stalder of Legislative District 1.

A BILL FOR AN ACT relating to insurance; to provide the authority of domestic life insurance companies to segregate in special accounts amounts paid and reserves held in connection with designated pension, retirement, or profit-sharing plans, or annuities; to provide for such separation; to permit, at the insurer's discretion, separate apportionment of dividends from surplus held in such separate accounts; to provide that the limitations contained in section 44-310.02, Reissue Revised Statutes of Nebraska, 1943, shall not apply to the investment of such separate accounts; and to declare an emergency.

LEGISLATIVE BILL 302. By John P. Munnelly of Legislative District 8 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to weapons; to define a term; to make it unlawful for prescribed persons to possess, sell, lease, carry, or otherwise transfer a weapon as prescribed; to provide penalties; and to repeal sections 28-1011.01, 28-1011.02, 28-1011.03, 28-1011.04, and 28-1011.05, Revised Statutes Supplement, 1959.

LEGISLATIVE BILL 303. By John P. Munnelly of Legislative District 8 and William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend section 60-407, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle operators' licenses; to provide that probationary licenses shall be of a color and design distinctively different from other licenses; and to repeal the original section.

LEGISLATIVE BILL 304. By Joe T. Vosoba of Legislative District 23, William B. Brandt of Legislative District 2 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend sections 49-506, 49-617, 85-176, and 85-177, Reissue Revised Statutes of Nebraska, 1943, and section 24-209, Revised Statutes Supplement, 1959, relating to the distribution of state publications; to harmonize the provisions thereof; to harmonize with other legislation; to change the distribution of prescribed publications to the University of Nebraska; to provide for requisition by the librarian of the College of Law of the University of Nebraska; to increase the number of copies that may be requisitioned; and to repeal the original sections.

LEGISLATIVE BILL 305. By Joe T. Vosoba of Legislative District 23, Hal Bridenbaugh of Legislative District 13 and J. O. Peck of Legislative District 26.

A BILL FOR AN ACT to amend sections 79-513 and 79-805, Reissue Revised Statutes of Nebraska, 1943, relating to Class II and III school districts; to provide for publication of claims and other proceedings of meetings of Class II and III school districts as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 306. By Joe T. Vosoba of Legislative District 23, Hal Bridenbaugh of Legislative District 13 and J. O. Peck of Legislative District 26.

A BILL FOR AN ACT relating to schools; to require the secretary of the board of a Class I school district to publish an annual estimate in a newspaper of general circulation within ten days after each annual meeting as prescribed.

LEGISLATIVE BILL 307. By Joe T. Vosoba of Legislative District 23 and Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT to amend section 17-949, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class or villages; to remove the exception closing of parks or swimming as prescribed; and to repeal the original section.

LEGISLATIVE BILL 308. By Willard H. Waldo of Legislative District 21, George Syas of Legislative District 4 and Matt Wylie of Legislative District 27.

A BILL FOR AN ACT to amend sections 79-1809, 79-1813, 79-1814, 79-1815, and 79-1816, Revised Statutes Supplement, 1959, relating to schools; to provide for the accreditation and withdrawal of accreditation of courses of instruction offered by privately-owned business or trade schools; and to repeal the original sections.

Visitors

Mr. Stalder introduced L. E. Watson of Humboldt.

Mr. Rasmussen introduced Ray Simmons, former senator, of Fremont.

LEGISLATIVE BILL 309. By Ernest H. Staubitz of Legislative District 34 and Elvin Adamson of Legislative District 40.

A BILL FOR AN ACT to amend section 79-1501, Reissue Revised Statutes of Nebraska, 1943, relating to school retirement system; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 310. By William B. Brandt of Legislative District 2 and Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT to amend section 86-213, Reissue Revised Statutes of Nebraska, 1943, relating to telephone lines; to provide an additional alternative standard for the granting of a certificate of convenience and necessity; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 311. By Ross H. Rasmussen of Legislative District 11, William Moulton of Legislative

District 10 and J. O. Peck of Legislative District 26.

A BILL FOR AN ACT to amend sections 48-125 and 48-172, Reissue Revised Statutes of Nebraska, 1943, relating to Workmen's Compensation; to provide for the allowance to an employee of a fee for medical witnesses as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 312. By Harold B. Stryker of Legislative District 17, Hans O. Jensen of Legislative District 25 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 5-101, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to reapportion the districts of representatives to the Congress of the United States as prescribed; and to repeal the original section.

LEGISLATIVE BILL 313. By Joe T. Vosoba of Legislative District 23 and Harold B. Stryker of Legislative District 17.

A BILL FOR AN ACT to amend section 39-1320, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to authorize the Department of Roads to acquire advertising rights along the National System of Interstate and Defense Highways as prescribed; to prescribe the purpose for such acquisition; to require such acquisition except as prescribed; to authorize agreements with the Secretary of Commerce of the United States as prescribed; to provide for rules and regulations; and to repeal the original section.

LEGISLATIVE BILL 314. By William Moulton of Legislative District 10, Ross H. Rasmussen of Legislative District 11 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT to amend sections 48-624 and 48-669, Reissue Revised Statutes of Nebraska, 1943, relating to Employment Security Law; to increase the maximum weekly benefit amount; to provide for transition from former law; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 315. By Joe T. Vosoba of Legislative District 23 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, sections 4, 5, 7, 10, 15, 20, and 21, of the Constitution of Nebraska, relating to the Judiciary; to provide that the Chief Justice and judges of the Supreme Court, judges of the district court, and judges of the county court shall be selected in such manner as the Legislature shall provide; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

SUSPEND RULES—Consider LB 106

Mr. President: I move the rules be suspended and LB 106 be considered on Final Reading. (Signed) Richard D. Marvel

The motion prevailed with 39 ayes, 0 nays, and 4 not voting.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 106. With emergency.

A BILL FOR AN ACT to provide for the payment of compensation of officers and employees of the Legislature and Legislative Council, traveling expenses of members, the payments to be made for supplies, the payments as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, and other incidental expenses incurred during the Seventy-second Session, Nebraska State Legislature, during the biennium ending June 30, 1961; and for the ad interim activities of said Legislature during the biennium ending June 30, 1963; salaries and expenses in carrying out the provisions of section 50-417, Revised Statutes Supplement, 1959; to appropriate the sum of one hundred seventy-eight thousand dollars, and the unexpended balance in Auditor Account Nos. E3, E4, and E5, therefor; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel

McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Gerdes
Romans
Thompson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 316. By Willard H. Waldo of Legislative District 21 and Hans O. Jensen of Legislative District 25.

A BILL FOR AN ACT to amend section 81-127, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to include the State Racing Commission in the agencies required to submit budgets and statements of expenditures from all funds under its control as prescribed; and to repeal the original section.

LEGISLATIVE BILL 317. By M. M. Forrester of Legislative District 35, Elvin Adamson of Legislative District 40 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT to amend section 79-426.11, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide when a school district shall be excluded from any plan or plans of reorganization of school districts; and to repeal the original section.

LEGISLATIVE BILL 318. By Arnold Ruhnke of Legislative District 22, Dale Erlewine of Legislative District 37 and Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful to loiter about any jail, as prescribed, to fail or refuse to leave the vicinity of any jail when ordered to do so, or to communicate or pass messages to inmates thereof without authorization; and to provide penalties.

GENERAL FILE

LEGISLATIVE BILL 2. Read and Considered.

Advanced to E and R for review with 40 ayes, 0 nays, and 3 not voting.

LEGISLATIVE BILL 4. Read and considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

Visitors

Mr. Vosoba introduced former Senator John E. Mekota of Crete.

Mr. Kjar introduced Mr. Dick Brown of Holdrege and Mr. Val Kuska of Lincoln.

Mr. Skarda introduced Messrs. Earl Baker and Creighton Belitz.

LEGISLATIVE BILL 5. Read and considered.

Advanced to E and R for review with 30 ayes, 2 nays, and 11 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 106. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 106

GENERAL FILE

LEGISLATIVE BILL 6. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 7. Read and considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

Visitors

Mr. Stryker introduced Miss Karen Rogers, her parents, Mr. and Mrs. Kenneth Rogers, and her sisters, Cynthia, Claudia, and Mrs. Ivan Rogers of Ashland. Karen addressed the Legislature briefly.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 319. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT relating to cities of the metropolitan class; to authorize the board of directors of the metropolitan utilities district to introduce fluorides into the water supply under its control, as prescribed.

LEGISLATIVE BILL 320. By Michael P. Russillo of Legislative District 9, Albert A. Kjar of Legislative District 36 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT relating to public corporations; to authorize public corporations or political subdivisions engaged in a business in a proprietary capacity to make contributions for charitable or eleemosynary purposes; to define terms; and to prescribe conditions under which such contributions may be made.

LEGISLATIVE BILL 321. By H. L. Gerhart of Legislative District 15, George A. Knight of Legislative District 18 and Hal Bridenbaugh of Legislative District 13.

A BILL FOR AN ACT to amend section 62-1,129, Reissue Revised Statutes of Nebraska, 1943, relating to negotiable instruments; to redefine inland bill of exchange; and to repeal the original section.

Adjournment

At 11:42 a.m., on a motion by Mr. Ruhnke, the Legislature adjourned until 10:00 a.m. Wednesday, January 25, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 25, 1961

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Gerdes and Romans who were excused.

Corrections for the Journal

Page 183, line 8, delete "Labor & Public Welfare" and insert "Public Health & Miscellaneous Subjects".

The Journal for the Sixteenth Day was approved as corrected.

Visitors

Mrs. Orme introduced Sisters Mary James Leone and Mary James Edwin, Teachers, and forty-six students from Sacred Heart School, Lincoln.

Mr. Hasebroock introduced Messrs. Ed. M. Baumann of West Point, and Lauren Swedehelm of Bancroft.

Mr. Fleming introduced Mr. Wayne Warner of Harrisburg.

Mr. Russillo introduced Mary Jo Sterba, "Hello Charley" Queen of Western Electric, LaNay Stridham, her attendant, and Messrs. Richard C. Reida, Robert Carver, and Edwin H. Meyer of Western Electric Corporation.

Mr. Stromer introduced Mr. Charles Thone of Lincoln.

Invitation

Mr. Jensen extended an invitation from the Nebraska Soil and Water Conservation Association to the members to attend a dinner this evening at 7:00 to be held at the Cornhusker Hotel.

Announcement

Mr. Syas reported that the interim committee on Outdoor Recreation requested the Game Commission to give a comprehensive project report on how they would spend thirty-five hundredths of a mill on the various projects in the state. The Commission will make their report to the Legislature prior to any debate on the bill.

MESSAGE FROM THE GOVERNOR

January 24, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on this date, January 24, 1961, I approved LB 106.

Respectfully submitted,

(Signed) Frank B. Morrison
Frank B. Morrison
Governor

FBM:jf

Communications

Letter from Wm. E. Hammond of Litchfield asking support on a Grade A milk bill.

Resolution from Western Nebraska United Chambers of Commerce regarding vegetable research program of the University of Nebraska.

Letter from Western Nebraska United Chambers of Commerce favoring LB 122.

Letter from Department of Education, Vocational Division, submitting report by the State Board of Vocational Education.

Letter from Fred R. Travis, Nashville, Tennessee, to the Clerk of the Legislature thanking him for information concerning the Nebraska Legislature.

NOTICE OF COMMITTEE HEARINGS

Education

LB 181	Monday, February 6, 1961	2:00 p.m.
LB 210	Monday, February 6, 1961	2:00 p.m.

LB 211	Tuesday, February 7, 1961	2:00 p.m.
LB 226	Tuesday, February 7, 1961	2:00 p.m.

Public Works

LB 218	Monday, February 6, 1961	2:00 p.m.
LB 261	Monday, February 6, 1961	2:00 p.m.
LB 219	Tuesday, February 7, 1961	2:00 p.m.
LB 231	Tuesday, February 7, 1961	2:00 p.m.

Agriculture

LB 198	Wednesday, February 1, 1961	2:00 p.m.
LB 199	Wednesday, February 1, 1961	2:00 p.m.
LB 209	Wednesday, February 1, 1961	2:00 p.m.

Banking, Commerce and Insurance

LB 146	Monday, January 30, 1961	2:00 p.m.
LB 147	Monday, January 30, 1961	2:00 p.m.
LB 148	Monday, January 30, 1961	2:00 p.m.
LB 145	Tuesday, January 31, 1961	2:00 p.m.
LB 234	Tuesday, January 31, 1961	2:00 p.m.

Budget

LB 123	Wednesday, February 1, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on January 24, 1961, at 12:30 p.m.: LB 106

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 85. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Government and Military Affairs

LEGISLATIVE BILL 58. Placed on General File.

LEGISLATIVE BILL 59. Placed on General File as amended.

Standing Committee amendment to LB 59:

1. Amend Line 16 by deleting the word “two” and inserting in lieu thereof the word “five”.

(Signed) Kenneth L. Bowen, Chairman

Public Works

LEGISLATIVE BILL 131. Placed on General File.

(Signed) Arnold Ruhnke, Chairman

Agriculture

LEGISLATIVE BILL 117. Placed on General File as amended.

Standing Committee amendments to LB 117:

1. Amend Section 1, line 14 striking “It shall be”, by striking line 15 and line 16 by striking “rifle or shotgun.”, and line 25 by deleting the period after the word “age” and by inserting in lieu thereof “*and no permits to hunt wild turkeys shall be issued without payment of the fee therefor.*”

2. Amend Section 3, line 11 by striking “gun” after the word “any” and inserting “~~gun~~ “*shotgun*” and lines 17 and 18 by striking the new matter.

3. Amend title to conform.

LEGISLATIVE BILL 104. Placed on General File as amended.

Standing Committee amendment to LB 104:

Amend Section 6, line seven, found on page 6 of the bill by striking the words “stream, lake or pond” and inserting in lieu thereof the word “*waters inhabited by fish*”.

(Signed) Hans O. Jensen, Chairman

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 322. By Fern Hubbard Orme of Legislative District 20, Michael P. Russillo of Legislative District 9 and William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 55-141, Reissue Revised Statutes of Nebraska, 1943, relating to the military department; to increase the salary of the Adjutant General; to provide when such increase shall become effective; and to repeal the original section.

LEGISLATIVE BILL 323. By Joe T. Vosoba of Legislative District 23, Edwin T. McHugh of Legislative District 3 and H. L. Gerhart of Legislative District 15.

A BILL FOR AN ACT to amend sections 39-764, 60-505, and 60-507, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to reduce the amount of damage to require a report of a motor vehicle accident; to provide that reports of motor vehicle accidents shall be made to the Department of Motor Vehicles rather than the Department of Roads; to eliminate the provision that a report to a police headquarters will satisfy the requirement of such report; to provide for the form of such report; to provide that the Department of Motor Vehicles shall furnish a portion of such report to the Department of Roads; to provide that a portion of such report shall contain information respecting liability insurance, which portion shall be forwarded to the company, if any, named as furnishing liability insurance; to provide a presumption and the effect of such presumption; to change the time for the taking of prescribed action by the Department of Motor Vehicles; and to repeal the original sections, and also section 60-505.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 324. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend section 33-109, Reissue Revised Statutes of Nebraska, 1943, relating to county officers; to provide for an increase in the amount of fees for filing various instruments in the office of the register of deeds or county clerk; to provide a fee for filing notice of lis pendens.

LEGISLATIVE BILL 325. By George Syas of Legislative District 4 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend section 23-129, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide that the provisions of this section requiring a two-thirds majority vote shall not apply to the issuance of bonds under section 23-343, Revised Statutes Supplement, 1959; and to repeal the original section.

LEGISLATIVE BILL 326. By Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT relating to public health and welfare; to provide for confidential information received by the State Board of Health, Nebraska State Medical Association, allied medical societies on in-hospital staff committees of accredited hospitals in the course of a medical study for the purpose of reducing morbidity or morality; and to provide penalties.

LEGISLATIVE BILL 327. By John Adams, Sr., of Legislative District 5.

A BILL FOR AN ACT to amend section 23-1525, Reissue Revised Statutes of Nebraska, 1943, relating to the register of deeds; to provide for an increase in fees for filing and indexing a notice and a discharge of federal tax liens; and to repeal the original section.

LEGISLATIVE BILL 328. By John Adams, Sr., of Legislative District 5.

A BILL FOR AN ACT to amend section 14-554, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to increase the compensation of the county for the collection and disbursement of funds for cities of the metropolitan class; and to repeal the original section.

LEGISLATIVE BILL 329. By John Adams, Sr., of Legislative District 5.

A BILL FOR AN ACT to amend section 36-208, Reissue Revised Statutes of Nebraska, 1943, relating to sales contracts; to provide for an increase in the fee for filing sales contracts and certified copies of the same; and to repeal the original section.

LEGISLATIVE BILL 330. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 33-126.04, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to provide for an increase in fees of the county judge for taking dedimus to prove a will; and to repeal the original section.

LEGISLATIVE BILL 331. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 33-126.05, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to provide for an increase in prescribed fees to be allowed the county judge; and to repeal the original section.

LEGISLATIVE BILL 332. By Willard H. Waldo of Legislative District 21, Edwin T. McHugh of Legislative District 3 and William B. Brandt of Legislative District 2.

A BILL FOR AN ACT to amend section 47-107, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to eliminate the requirement that a copy of the jail report be furnished to the Secretary of State; and to repeal the original section.

LEGISLATIVE BILL 333. By Theodore H. McCosh of Legislative District 42 and Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT to amend section 71-2017, Reissue Revised Statutes of Nebraska, 1943, relating to hospitals; to eliminate the provision that prescribed institutions shall not mean any hospital as defined in section 71-2002, Reissue Revised Statutes of Nebraska, 1943; to provide an exemption; and to repeal the original section.

LEGISLATIVE BILL 334. By Theodore H. McCosh of Legislative District 42 and Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT to amend sections 71-626 and 71-627, Revised Statutes Supplement, 1959, relating to adopted children; to clarify the provisions thereof; to eliminate the requirement that a certified copy of the decree of adoption be forwarded to the Bureau of Vital Statistics; to provide for the obtaining of a birth certificate when a decree of adoption is entered in this state as to a child born in another state; to provide duties for certain public officers when a decree of adoption is entered in this state as to any foreign-born child; and to repeal the original sections.

LEGISLATIVE BILL 335. By Theodore H. McCosh of Legislative District 42 and Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT to amend sections 28-1032 and 71-605, Reissue Revised Statutes of Nebraska, 1943, relating to dead human bodies; to provide when it shall be lawful to inter, disinter, or reinter a dead human body; to provide for permits; to provide when certificates of death shall be completed; to provide for the filing of incomplete certificates of death when the cause of death cannot be readily determined; to provide for the obtaining of further information; and to repeal the original sections.

LEGISLATIVE BILL 336. By John P. Munnelly of Legislative District 8 and William R. Skarda, Jr., of Legislative District 7.

A BILL FOR AN ACT to amend section 37-214.02, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide that any person who is sixty-five years of age or older and a resident of this state shall be exempt from the payment of any fees for the privilege of fishing in Nebraska; to provide for evidence of age; and to repeal the original section.

LEGISLATIVE BILL 337. By John P. Munnelly of Legislative District 8 and Hans O. Jensen of Legislative District 25.

A BILL FOR AN ACT to amend section 48-816, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that the Court of Industrial Relations shall have jurisdiction over industrial disputes involving governmental service in a proprietary capacity as prescribed; to provide for a collective bargaining agent and his duties; and to repeal the original section.

LEGISLATIVE BILL 338. By William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 8-1,105, Revised Statutes Supplement, 1959, relating to banks; to increase the distance from the place of business named in its charter that a bank may establish a detached auxilary teller office; and to repeal the original section.

LEGISLATIVE BILL 339. By William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 60-115, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle certificates of title; to provide for an increase in the amount of fees charged for a certificate of title, a duplicate copy of a certificate of title, and a notation of a lien on a certificate of title; to provide for a change in the disposition of the fees; and to repeal the original section.

LEGISLATIVE BILL 340. By William R. Skarda, Jr., of Legislative District 7 and Cecil Craft of Legislative District 38.

A BILL FOR AN ACT to amend sections 37-101, 37-307, and 37-308, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to include the mourning dove as a game bird in the provisions of Chapter 37, Reissue Revised Statutes of Nebraska, 1943; to make certain acts unlawful; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 341. By John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend section 77-204, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for a change in date when the first half real estate taxes shall become delinquent in counties over one hundred fifty thousand inhabitants; and to repeal the original section.

LEGISLATIVE BILL 342. By Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend section 13-110, Reissue Revised Statutes of Nebraska, 1943, relating to children born out of wedlock; to provide that when paternity has been established by a court having jurisdiction it shall be binding on the legal representatives of the father or mother in the event of his or her death, and such child shall be entitled to an inheritance as though born in lawful wedlock and may take the surname of the father; and to repeal the original section.

LEGISLATIVE BILL 343. By Hans O. Jensen of Legislative District 25, Ross H. Rasmussen of Legislative District 11 and Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT to amend sections 2-1504, 2-1505, 2-1507, 2-1552, 2-1560, and 2-1563, Revised Statutes Supplement, 1959, relating to soil and water conservation districts; to include flood control among the purposes for which a district may be formed; to establish districts for election of members of the Nebraska soil and water conservation committee; to change procedures for election of members of the committee and filling of vacancies; to increase the compensation of members of the committee; to provide additional duties and powers for the committee; to provide additional procedures for the formation of a watershed conservancy district; to change budgeting procedures; to provide for the removal of land from districts as provided; and to repeal the original sections.

LEGISLATIVE BILL 344. By Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend section 16-324, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide that the street commissioner shall not be subject to the orders of the mayor and council except as the mayor and council may by ordinance require; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 345. By Kenneth L. Bowen of Legislative District 32, H. L. Gerhart of Legislative District 15 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend section 10-202, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of indebtedness; to provide that bonds of political subdivisions of the state shall be registered by the Auditor of Public Accounts or his deputy and by the county clerk or his deputy and a certificate of the registration in the office of the Auditor of Public Accounts be mailed to the county clerk; and to repeal the original section.

LEGISLATIVE BILL 346. By Kenneth L. Bowen of Legislative District 32, H. L. Gerhart of Legislative District 15 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend section 10-126, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of indebtedness; to provide the procedure for calling and prepayment of bonds; and to repeal the original section.

LEGISLATIVE BILL 347. By Kenneth L. Bowen of Legislative District 32, Hal Bridenbaugh of Legislative District 13 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT relating to crimes and punishments; to define a term; to make prescribed uses of credit cards unlawful; to provide for notice of cancellation of such cards; and to provide presumptions.

Reference Committee Report

LB	Committee
263	Public Works
264	Revenue
265	Government and Military Affairs
266	Education
267	Public Health and Miscellaneous Subjects
268	Public Health and Miscellaneous Subjects
269	Government and Military Affairs
270	Government and Military Affairs
271	Public Health and Miscellaneous Subjects
272	Government and Military Affairs

273	Public Works
274	Revenue
275	Labor and Public Welfare
276	Government and Military Affairs
277	Government and Military Affairs
278	Education
279	Judiciary
280	Agriculture
281	Government and Military Affairs
282	Government and Military Affairs
283	Public Works
284	Public Works
285	Miscellaneous Appropriations and Claims
286	Miscellaneous Appropriations and Claims
287	Revenue
288	Revenue
289	Budget
290	Public Works
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292	Education
293	Public Works
294	Labor and Public Welfare
295	Revenue
296	Government and Military Affairs
297	Public Works
298	Public Works
299	Public Health and Miscellaneous Subjects
300	Public Works
301	Banking, Commerce and Insurance
302	Judiciary
303	Public Health and Miscellaneous Subjects
304	Public Health and Miscellaneous Subjects
305	Education
306	Education
307	Judiciary
308	Education
309	Education
310	Public Works
311	Labor and Public Welfare
312	Government and Military Affairs
313	Public Works
314	Labor and Public Welfare
315	Judiciary
316	Government and Military Affairs
317	Education
318	Judiciary
319	Public Health and Miscellaneous Subjects

320	Banking, Commerce and Insurance
321	Banking Commerce and Insurance

(Signed) Dwight W. Burney,
Chairman

Visitors

Mr. Marvel introduced Mr. Kenneth Yost of Kenesaw, State Commander of the American Legion, and Mr. Warren Baker of Lincoln, State Adjutant of the American Legion.

UNANIMOUS CONSENT—Withdraw LB 260

Mr. Nelson renewed his pending request found in the Legislative Journal for the Sixteenth Day to withdraw LB 260. There were no objections and the bill was withdrawn.

UNANIMOUS CONSENT—Clerk to Request Booklet

Mr. Munnelly requested unanimous consent for the Clerk of the Legislature to write or contact the proper authorities connected with the Federal Bureau of Investigation, to get for each member of the Legislature a copy of the booklet "Communist Tactics in Use". No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 8. Read and considered.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

Visitors

Mrs. Orme introduced Marilyn Mergen, Jane Eichelberger and Judy Firestone, student nurses from Bryan School of Nursing, Lincoln.

Mr. Peck introduced Mr. William Goering of Platte Center, Mr. Al Schumacher of Columbus, Mr. Clem Sliva of Platte Center, and Mr. Leo Mark of Platte Center.

LEGISLATIVE BILL 9. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Speaker Thompson Presiding

LEGISLATIVE BILL 10. Read and considered.

Advanced to E and R for review with 25 ayes, 0 nays, and 18 not voting.

LEGISLATIVE BILL 11. Read and considered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 13. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Peck introduced former Governor Roy Cochran and Mr. Max Meyer of Lincoln.

LEGISLATIVE BILL 14. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 15. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

President Burney Presiding

LEGISLATIVE BILL 16. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 17. Read and considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitor

Mr. Forrester introduced Mrs. James Boblits of Oconto.

LEGISLATIVE BILL 18. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 19. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 20. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 21. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 22. Read and considered.

Advanced to E and R for review.

Lincoln's Day Program

The President directed the Chaplain to arrange for a Lincoln's Day program to be held on Monday, February 13, at 11:00 a.m.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 256	Friday, February 3, 1961	2:00 p.m.

Judiciary

LB 76	Wednesday, February 1, 1961	2:00 p.m.
LB 77	Wednesday, February 1, 1961	2:00 p.m.
LB 78	Wednesday, February 1, 1961	2:00 p.m.
LB 79	Thursday, February 2, 1961	2:00 p.m.
LB 80	Thursday, February 2, 1961	2:00 p.m.
LB 92	Thursday, February 2, 1961	2:00 p.m.
LB 121	Thursday, February 2, 1961	2:00 p.m.
LB 139	Friday, February 3, 1961	2:00 p.m.
LB 141	Friday, February 3, 1961	2:00 p.m.
LB 192	Friday, February 3, 1961	2:00 p.m.
LB 203	Friday, February 3, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 112. Placed on General File as amended.

Standing Committee amendments to LB 112:

1. Add the Emergency Clause.
2. Amend the title to conform.

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 119. Placed on Select File as amended.

E and R amendments to LB 119:

1. In section 1, line 7, strike "thereof", showing the same as stricken, and insert *"of registration"*.

2. In the title, line 7, insert "to provide additional time for certification;" after the semicolon.

(Signed) William B. Brandt, Chairman

Adjournment

At 12:00 noon, on a motion by Mr. Diers, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 26, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Romans who was excused, and Mr. Munnelly who was excused until 10:00 a.m.

The Journal for the Seventeenth Day was approved.

Communication

Letter from Mrs. Ruth Proctor of Lincoln, favoring an investigation of county welfare practices.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 126	Thursday, February 9, 1961	2:00 p.m.
LB 206	Thursday, February 9, 1961	2:00 p.m.
LB 156	Friday, February 10, 1961	2:00 p.m.
LB 130	Thursday, February 16, 1961	2:00 p.m.
LB 227	Thursday, February 16, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 164. Placed on General File.

LEGISLATIVE BILL 163. Placed on General File.

(Signed) George Syas, Chairman

Government and Military Affairs

LEGISLATIVE BILL 60. Placed on General File.

(Signed) Kenneth L. Bowen, Chairman

Member Excused

Mr. Peck was excused for Friday, January 27.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 348. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 24-211, Reissue Revised Statutes of Nebraska, 1943, relating to the Supreme Court; to increase the salary of the Clerk and Reporter of the Supreme Court; to provide when such increase shall become effective; and to repeal the original section.

LEGISLATIVE BILL 349. By Joe T. Vosoba of Legislative District 23 and Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to amend sections 60-403, 60-404, 60-406, 60-407, 60-408, 60-409, 60-411, 60-412, and 60-415, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle operators' licenses; to provide for certified issuance of such licenses by the Director of Motor Vehicles; to change the period for which licenses are issued; to provide for expiration and renewal; to provide that a color photograph of the applicant accompany each application and be affixed to each license; to provide for replacement issuance upon change of name of a licensee; to provide for the forms of license; to provide duties for various public officers; to authorize examiners to administer oaths; to provide for fees; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 350. By Ernest H. Staubitz of Legislative District 34, Albert A. Kjar of Legislative District 36 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT relating to the State Railway Commission; to exclude from the provisions of Chapter 75, article 9, Reissue Revised Statutes of Nebraska, 1943, all tractors of less than ten horsepower, manufacturer's rating, and all truck-tractors which are designed primarily for drawing truck-trailers and semitrailers, and constructed so as to carry part of the weight and load of a truck-trailer or semitrailer.

LEGISLATIVE BILL 351. By Frank Nelson of Legislative District 28.

A BILL FOR AN ACT relating to schools; to provide for publication of claims allowed at a regular or special meeting of a board of education of a district of the sixth class as prescribed.

LEGISLATIVE BILL 352. By Michael P. Russillo of Legislative District 9 and George Syas of Legislative District 4.

A BILL FOR AN ACT to amend sections 5-103 and 5-104, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to provide for fifty members of the Legislature; to reapportion legislative districts; and to repeal the original sections.

LEGISLATIVE BILL 353. By Michael P. Russillo of Legislative District 9, Marvin E. Stromer of Legislative District 19 and George Syas of Legislative District 4.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 6, of the Constitution of Nebraska, relating to the Legislature; to provide for an increase in the number of members of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 354. By Michael P. Russillo of Legislative District 9, Marvin E. Stromer of Legislative District 19 and George Syas of Legislative District 4.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 5, of the Constitution of Nebraska, relating to the Legislature; to require the Legislature to redistrict the state into Legislative Districts each ten years beginning in the year 1963; to provide that if the Legislature fails to redistrict the state then the Supreme Court shall redistrict the state into Legislative Districts; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 355. By William R. Skarda, Jr., of Legislative District 7.

A BILL FOR AN ACT relating to counties; to confer power upon counties and county boards to adopt resolutions not inconsistent with the laws of the state as may be expedient for maintaining the peace, good government, and welfare of their respective counties outside the limits of any incorporated city or village, which resolutions shall have the force and effect of law; to prescribe the procedure for exercising power; to provide penalties; to provide for publication of such resolutions and proof thereof; and to provide for regulations.

LEGISLATIVE BILL 356. By William R. Skarda, Jr., of Legislative District 7.

A BILL FOR AN ACT to amend section 23-357, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to reduce the time for destruction of files, records and miscellaneous papers of the county; and to repeal the original section.

LEGISLATIVE BILL 357. By William R. Skarda, Jr., of Legislative District 7.

A BILL FOR AN ACT to amend section 25-531, Revised Statutes Supplement, 1959, relating to lis pendens; to remove the provision for fees of the county clerk or register of deeds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 358. By M. M. Forrester of Legislative District 35, Matt Wylie of Legislative District 27 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT relating to motor vehicles; to prohibit the bringing of prescribed new motor vehicles into this state for sale after ninety days after the effective date of this act, unless such vehicle is equipped with factory-installed safety seat belts as prescribed.

LEGISLATIVE BILL 359. By William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 77-202, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide that property of a cemetery association used in commercial activity in competition with other private business shall be subject to taxation; and to repeal the original section.

LEGISLATIVE BILL 360. By William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 15-904, Revised Statutes Supplement, 1959, relating to county zoning; to add counties in which is located a city of the metropolitan class to the provisions of such section; and to repeal the original section.

LEGISLATIVE BILL 361. By Don Thompson of Legislative District 33, Kenneth L. Bowen of Legislative District 32 and George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 66-462, Revised Statutes Supplement, 1959, relating to motor vehicle fuels; to provide when a claim for gasoline or motor vehicle fuel sold and used solely and exclusively for propelling and operating motor boats and outboard motors may be made; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Thompson requested unanimous consent to add J. W. Burbach of Legislative District 14 as co-introducer of LB 361. No objection. So ordered.

LEGISLATIVE BILL 362. By Elvin Adamson of Legislative District 40, Cecil Craft of Legislative District 38 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT to amend sections 72-208, 72-257, and 72-258, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to provide that all school lands be sold at the expiration of present leases for cash as prescribed; to provide a minimum value the land must be sold for; to provide that a lessee may request the land he has under contract be sold as prescribed; to repeal the original sections and also section 72-207, Reissue Revised Statutes of Nebraska, 1943.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Adamson requested unanimous consent to add the following as co-introducers of LB 362: George H. Fleming of Legislative District 43, Frank Nelson of Legislative District 28, Dale Erlewine of Legislative District 37, Lewis Webb of Legislative District 39 and M. M. Forrester of Legislative District 35. No objections. So ordered.

LEGISLATIVE BILL 363. By William Moulton of Legislative District 10 and J. O. Peck of Legislative District 26.

A BILL FOR AN ACT to amend section 37-213, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide for the licensing of commercial put and take fisheries as prescribed; to provide that no fishing permit shall be required for fishing in any such fishery; and to repeal the original section.

Visitors

Mr. Fleming introduced Mr. W. W. Haines of Casper, Wyoming.

UNANIMOUS CONSENT—Additional Hearing on LB 209

Mr. Jensen requested unanimous consent for permission for the Agriculture Committee to schedule an additional hearing date for LB 209, now scheduled for Wednesday, February 1, 1961. The additional hearing date will be Wednesday, February 8, 1961. No objections. So ordered.

Members' Birthdays

Mr. Moulton announced that Tuesday was Mr. Rasmussen's birthday, and Wednesday was Mr. Bowen's birthday. Mr. Gerdes announced that Saturday was Mr. Adamson's birthday. The members sang Happy Birthday to them.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Jensen requested unanimous consent to add the following as co-introducers of LB 343: W. H. Hasebroock of Legislative District 12, Don Thompson of Legislative District 33, J. O. Peck of Legislative District 26, Arnold Ruhnke of Legislative District 22, Willard H. Waldo of Legislative District 21, Lloyd W. Stalder of Legislative District 1, Lewis Webb of Legislative District 39, and Edwin T. McHugh of Legislative District 3. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 364. By Joe T. Vosoba of Legislative District 23 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend section 84-104.01, Reissue Revised Statutes of Nebraska, 1943, relating to state departments; to provide that no business shall be transacted at any department of the State of Nebraska on the day designated as Veterans Day by the Governor; and to repeal the original section.

LEGISLATIVE BILL 365. By Joe T. Vosoba of Legislative District 23 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend section 60-404, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle operators' licenses; to eliminate reference to persons who served in the armed forces during World War II; to provide for the renewal of licenses, as prescribed, of persons who served in the armed forces of the United States; and to repeal the original section.

LEGISLATIVE BILL 366. By W. H. Hasebroock of Legislative District 12, William B. Brandt of Legislative District 2 and Lloyd W. Stalder of Legislative District 1.

A BILL FOR AN ACT to amend section 81-2,134.01, Reissue Revised Statutes of Nebraska, 1943, relating to frozen food lockers; to clarify the provisions thereof; and to repeal the original section.

Reference Committee Report

LB	Committee
322	Revenue
323	Banking, Commerce and Insurance
324	Banking, Commerce and Insurance
325	Banking, Commerce and Insurance
326	Public Health and Miscellaneous Subjects
327	Revenue
328	Public Health and Miscellaneous Subjects
329	Public Health and Miscellaneous Subjects
330	Revenue
331	Revenue
332	Judiciary
333	Public Health and Miscellaneous Subjects
334	Labor and Public Welfare
335	Public Health and Miscellaneous Subjects
336	Agriculture
337	Labor and Public Welfare
338	Banking, Commerce and Insurance
339	Revenue
340	Agriculture
341	Revenue

342	Judiciary
343	Public Works
344	Government and Military Affairs
345	Banking, Commerce and Insurance
346	Banking, Commerce and Insurance
347	Judiciary

(Signed) DWIGHT W. BURNEY
Chairman

SELECT FILE

LEGISLATIVE BILL 119. E and R amendments found in the Legislative Journal for the Seventeenth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Stromer introduced Sheriff Merle C. Karnopp of Lancaster County, and Gloria Jacox, Secretary to the Board of County Commissioners, Lancaster County.

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 197	Wednesday, February 1, 1961	2:00 p.m.

GENERAL FILE

LEGISLATIVE BILL 23. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 24. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 26. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 27. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 28. Read and considered.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 29. Read and considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 58. Read and considered.

Mr. Syas moved that LB 58 be advanced to E and R for review.

Motion pending.

Laid over at the request of Mr. Burbach.

Visitors

Mrs. Orme introduced Mrs. E. Smith, den mother, and Cub Scouts of Den 1, Pack 71, Lincoln, and Mrs. Lorraine S. Osterberg, den mother, and Cub Scouts of Den 1, Pack 29, Lincoln.

Mr. Thompson introduced Mmes. Lou Arnold and N. Schneider of Lincoln and Mrs. Mervin Petersen of Minden.

Mr. Knight introduced Steve Wolfe, Mark Taylor, Mike Burth and Richard Olson from Meadow Lane School, Lincoln.

UNANIMOUS CONSENT—Executive Session

Mr. Vosoba requested unanimous consent for the Judiciary Committee to meet in executive session at 1:45 p.m. today. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 59. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Seventeenth Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

Speaker Thompson Presiding

LEGISLATIVE BILL 131. Read and considered.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

LEGISLATIVE BILL 117. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventeenth Day were adopted.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend the bill, section 1, by striking in lines 24 and 25: *"No person shall be issued a permit to kill wild turkeys unless he is at least sixteen years of age.";* and amend the title to conform.

Advanced to E and R for review with 32 ayes, 3 nays, and 8 not voting.

Visitors

Mr. Knight introduced Mrs. Paul Armstrong and Nancy Jean Armstrong of Lincoln.

Mr. Gerhart introduced Miss Kathy Steeve of Norfolk.

Mr. Moulton Presiding

LEGISLATIVE BILL 104. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Seventeenth Day was adopted.

Mr. Syas offered the following amendments which were adopted:

1. Amend the bill by inserting, immediately after section 1, a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 37-505, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

37-505. It shall be unlawful to buy, sell or barter (1) any game bird, (2) any game animal, except the flesh of raccoon or opossum which has been legally taken or possessed, or (3) any game fish protected by this act at any time, whether killed or taken within or without this state, or for any commercial institution, commission house, restaurant or cafe keeper to have in possession at any time ~~black bass,~~ game birds or game animals protected by this act. Catfish or other game fish ~~except black bass~~ lawfully shipped in from without the state, or game or fish lawfully acquired from a lawful game farm or a person having a fish culture permit, may be sold in this state. The burden of proof shall be upon every such dealer and keeper to show by competent and satisfactory evidence that any game or game fish in his possession or sold by him was lawfully imported from without the state or was lawfully acquired from a licensed game farm or a person having a fish culture permit; *Provided,* ~~however,~~ fish lawfully taken from the Missouri River, under the provisions of section 37-502, shall be exempt from the provisions of this section, excepting game fish protected by this act and catfish less than thirteen inches in length, if the vendor of such fish shall first procure a permit to seine and sell the same from the secretary of the commission. Applications for such permits shall be upon forms prescribed by the commission and the secretary of the commission shall charge and collect for each permit so issued the sum of at least fifteen dollars under the provisions of said section 37-502. All money received by the secretary of the commission shall be disposed of as provided in section 37-206. The commission shall have authority by rules and regulations to regulate the taking, possessing, transporting, and selling of other species of fish found in the Missouri River.".

2. Renumber original sections 2 to 7 as sections 3 to 8, respectively.

3. In renumbered section 8, line 1, insert "37-505," after the first comma.

4. In the title, line 2, insert "37-505," after the first comma; and at the end of line 6 insert "to permit the possession and sale of black bass;".

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend the original bill, Section 2, line 22, by adding "*control of*" after the word "*have*".

Mr. Syas moved that LB 104 be advanced to E and R for review. Motion pending.

Laid over at the request of Mr. Lautenschlager.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Appropriations and Claims

LB 248 Tuesday, February 7, 1961 2:00 p.m.

Public Health and Miscellaneous Subjects

LB 252	Wednesday, February 1, 1961	2:00 p.m.

UNANIMOUS CONSENT—Withdraw LB 328

Mr. Adams requested unanimous consent to withdraw LB 328. Request pending. Laid over.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 144. Placed on General File.

(Signed) Hans O. Jensen, Chairman

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 367. By George Syas of Legislative District 4 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend sections 71-3003, 71-3005, and 71-3006, Reissue Revised Statutes of Nebraska, 1943, relating to water pollution control; to provide for a per diem for members of the state water pollution control council as prescribed; to provide for setting up standards for water quality; to provide for hearings and notice; to provide for compliance in providing of a sewage treatment or disposal plant or interceptor sewers; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 368. By Ross H. Rasmussen of Legislative District 11, William R. Skarda, Jr., of Legislative District 7 and Matt Wylie of Legislative District 27.

A BILL FOR AN ACT to amend section 35-302, Reissue Revised Statutes of Nebraska, 1943, relating to firemen; to reduce the hours of duty of firemen employed in the paid fire department of any city; to increase the number of additional periods off duty of such firemen when working on an alternating day schedule; and to repeal the original section.

LEGISLATIVE BILL 369. By George Syas of Legislative District 4, Hal Bridenbaugh of Legislative District 13 and H. L. Gerhart of Legislative District 15.

A BILL FOR AN ACT to amend section 83-101, Reissue Revised Statautes of Nebraska, 1943, relating to the Board of Control; to provide that the administration of all state charitable, mental, reformatory, and penal institutions of the state shall be vested in the Governor; to provide that for the purpose of aiding the Governor in the execution and administration of such institutions, the work shall be performed by the Board of Control; to eliminate the terms of the members of the Board of Control and the provision that the member shall be chairman during the last two years of his regular term; and to repeal the original section.

LEGISLATIVE BILL 370. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 37-101, Reissue Revised Statutes of Nebraska, 1943, and section 23-358, Revised Statutes Supplement, 1959, relating to animals; to remove raccoons from the list of predatory animals and to include them in the list of fur-bearing animals; and to repeal the original sections.

LEGISLATIVE BILL 371. By Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the Department of Health with respect to administration of the sanitary inspection of the preparation for sale, manufacture, packing, storing, sale, and distribution of food, as provided in sections 81-2,111 to 81-2,121, Reissue Revised Statutes of Nebraska, 1943; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 372. By William Moulton of Legislative District 10.

A BILL FOR AN ACT relating to bonds; to authorize any sanitary and improvement district, any road improvement district and any fire protection district in the State of Nebraska which is liable on bonds heretofore or hereafter issued, or any city or village which has assumed such bonds, to issue refunding bonds to be substituted for or sold and the proceeds used to redeem said bonds; to provide a procedure for the issuance of such bonds; and to declare an emergency.

LEGISLATIVE BILL 373. By Joe T. Vosoba of Legislative District 23, George H. Fleming of Legislative District 43 and Cecil Craft of Legislative District 38.

A BILL FOR AN ACT relating to counties; to establish a classification of counties for the purpose of fixing salaries of certain officers and their deputies; to prescribe salaries for certain officers in all counties; to prescribe minimum salaries for certain officers and their deputies in certain counties; to provide for the fixing of salaries of certain officers in certain counties; to provide the operative date of changes in salaries made by this act; and to repeal section 33-128, Reissue Revised Statutes of Nebraska, 1943.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Vosoba requested unanimous consent to add the following as co-introducers of LB 373: Matt Wylie of Legislative District 27, Lewis Webb of Legislative District 39, Michael P. Russillo of Legislative District 9, Marvin E. Stromer of Legislative District 19 and John P. Munnelly of Legislative District 8. No objections. So ordered.

LEGISLATIVE BILL 374. By Edwin T. McHugh of Legislative District 3 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend sections 83-458 and 83-462, Reissue Revised Statutes of Nebraska, 1943, and sections 83-455 and 83-459, Revised Statutes Supplement, 1959, relating to penal and correctional institutions; to establish the Central Reception Center at the State Reformatory and provide for its personnel, their duties and compensation; to provide for the commitment of prescribed felons to the Central Reception Center for evaluation and decision as to future confinement, training, and employment; to provide for rules and regulations; to provide for transfers; to make prescribed laws applicable to the Central Reception Center; to provide duties; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 375. By Joe T. Vosoba of Legislative District 23 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend sections 83-112, 83-142, 83-147, 83-406, 83-411, 83-430, 83-431, and 83-474, Reissue Revised Statutes of Nebraska, 1943, and sections 83-107.01, 83-108, 83-122, 83-123, and 83-134, Revised Statutes Supplement, 1959, relating to the Board of Control; to define terms; to establish the position of Director of Penal and Correctional Institutions and to provide for his qualifications, appointment, confirmation, salary, bond, removal, and duties; to transfer control of all penal and correctional institutions from the Board of Control to the Director of Penal and Correctional Institutions; to provide for reports; to provide for the transfer of books, files, documents, and physical property; to authorize the Revisor of Statutes to make changes in terminology in accordance with the terms of this act; and to repeal the original sections.

LEGISLATIVE BILL 376. By Joe T. Vosoba of Legislative District 23 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 83-455, Revised Statutes Supplement, 1959, relating to the State Reformatory; to clarify the provisions thereof; to make clear that an indeterminate sentence to the State Reformatory may be imposed but is not required; and to repeal the original section.

LEGISLATIVE BILL 377. By Edwin T. McHugh of Legislative District 3 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 13, of the Constitution of Nebraska, relating to the executive; to provide that the Legislature shall provide by law for the establishment of an appointive Board of Pardons and provide for the qualifications and compensation of the members thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 378. By Fern Hubbard Orme of Legislative District 20, George A. Knight of Legislative District 18 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT to repeal sections 15,232, 15-233, 15-253, 15-303, 15-304, 15-305, 15-306, 15-312, 15-323, 15-324, 15-325, 15-327, 15-328, 15-329, 15-330, 15-331, 15-332, 15-405, 15-601, 15-602, 15-801, 15-802, 15-803, 15-804, 15-805, 15-826, 15-827, 15-828, 15-829, 15-830, 15-831, 15-832, 15-833, and 15-839, Reissue Revised Statutes of Nebraska, 1943, and section 15-603, Revised Statutes Supplement, 1959, relating to cities of the primary class.

LEGISLATIVE BILL 379. By Edwin T. McHugh of Legislative District 3, George A. Knight of Legislative District 18 and Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to appropriate the sum of ten thousand dollars to the Nebraska Legislative Council for the purpose of providing legal assistance to the standing committees of the Seventy-second Session, Nebraska State Legislature; and to declare an emergency.

UNANIMOUS CONSENT—Add Co-introducers

Mr. McHugh requested unanimous consent to add the following as co-introducers of LB 379: Michael P. Russillo of Legislative District 9, J. W. Burbach of Legislative District 14, H. L. Gerhart of Legislative District 15 and Willard H. Waldo of Legislative District 21. No objections. So ordered.

MOTION—Approve Salary Schedule

Mr. President: I move that the salary schedule for employees appearing in the Journal on page 182 be approved for the month of January. (Signed) Richard D. Marvel and William Moulton

The motion prevailed.

Announcement

Mr. Stryker announced that the Agricultural Products Utilization Association will be meeting Friday, January 27, in the Lincoln Room of the Cornhusker Hotel from 10:00 a.m. until 3:00 p.m., if any of the members wish to attend.

Announcement—Committee Meeting

Mr. Vosoba announced that the interim committee on Traffic Safety will meet immediately after adjournment this morning in the West Chamber

Visitors

Mr. Rasmussen introduced Mr. and Mrs. Hank Lubker of Nickerson.

Adjournment

At 11:47 a.m., on a motion by Mr. Diers, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 27, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Peck who was excused, and Mr. Munnelly who was excused until 10:00 a.m.

Corrections for the Journal

Page 222, line 30, correct the spelling of "unlawful".

Page 226, line 18, correct the spelling of "repeal".

Page 227, line 11, delete "cation" and insert "cations".

The Journal for the Eighteenth Day was approved as corrected.

Communication

Mrs. C. W. Hoye sent a note of thanks to the members for bouquet of flowers.

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 340	Wednesday, February 8, 1961	2:00 p.m.

STANDING COMMITTEES REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 88. Placed on General File.

(Signed) Sam Klaver, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 150. Placed on General File.

LEGISLATIVE BILL 151. Placed on General File.

(Signed) Peter H. Claussen, Chairman

Education

LEGISLATIVE BILL 124. Placed on General File as amended.

Standing Committee amendments to LB 124:

1. Amend section 1, line 1, by inserting "*adjoining*" before "*counties*".

2. In section 2, line 1, insert "*(1)*" before "*The*"; and in line 6, after the period, insert "*In all cases the electors signing such petitions shall be so distributed as to include ten per cent of the electors of each of one half of the voting precincts of each county involved.*"

3. After section 2, line 10, insert:

"*(2) The county boards of two or more adjoining counties may, by joint or concurrent resolution, provide for public hearing in each such county on the question of formation of a county superintendent district. Notice of such hearing shall be given in each county publication once each week for three consecutive weeks in a newspaper of general circulation in each such county. After such hearings, the county boards of the counties involved may, by joint or concurrent resolution, order the question of the formation of the proposed district to be placed on the ballot in each county.*"

4. In section 3, line 10, insert "*or if the county boards have so ordered,*" after the comma.

5. Strike section 5 and insert:

"Sec. 5. *Candidates for the office of district superintendent shall file with the county clerk or election commissioner, as the case may be, of their county of residence. The name of such candidate shall be certified to the appropriate office of each of the other counties to be placed on the primary ballot. At the first primary election following the approval of the formation of a county superintendent district, the two candidates receiving the greater number of votes for the position of district superintendent shall be nominated. The certification of the results of the primary election, as well as of the ensuing general election, shall be made in the manner provided in section 3 of this act.*"

6. Strike section 8 and insert:

"Sec. 8. *The question of the withdrawal of a county from a county superintendent district formed in the manner provided in sections 2 and 3 of this act shall be placed on the ballot for submission to the voters upon the petition of electors equal in number, in the county desiring to so withdraw, to ten per cent of the total vote cast for Governor in such county at the most recent general election. In all cases the electors signing such petitions shall be so distributed as to include ten per cent of the electors of each of one half of the voting precincts in the county. Such petitions shall be filed with the county clerk or the election commissioner, as the case may be, of the county desiring to withdraw from a county superintendent district not later than July 1, preceding the next general election. It shall be the duty of such county clerk or election commissioner, as the case may be, to examine the petitions filed in his office to determine whether they are in proper form and signed by a sufficient number of electors. Not later than August 1, he shall certify his determination to the county clerk or election commissioner, as the case may be, of each county in the county superintendent district. If the petitions filed in the county wishing to withdraw from the county superintendent district are in proper form and signed by a sufficient number of electors, the question of the withdrawal of the county from the county superintendent district of which it is a part shall be placed on the ballot in the county wishing to so withdraw from the county superintendent district at the next ensuing general election. Fifty-five per cent of all votes cast in the affirmative on the question in the county wishing to withdraw shall be necessary for the withdrawal of the county from the county superintendent district of which it is a part. The county clerk or election commissioner, as the case may be, of the county which votes to withdraw from a county superintendent district shall certify the results of the election to the county clerk or election commissioner, as the case may be, of the other counties in the county superintendent district. Such withdrawal shall only be effective at the expiration of a district superintendent term of office. If two or more counties will remain in the district after such withdrawal, the county boards of the remaining counties shall meet jointly to determine whether such district shall continue or be dissolved as of the date such withdrawal is to become effective.*"

7. In section 9, line 10, strike "or *district*", and in line 38 insert "*or certificate of higher rank*" after "Certificate".

8. Amend the title to conform.

(Signed) George Syas, Chairman

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 133	Monday, February 13, 1961	2:00 p.m.
LB 178	Monday, February 13, 1961	2:00 p.m.
LB 188	Tuesday, February 14, 1961	2:00 p.m.
LB 190	Tuesday, February 14, 1961	2:00 p.m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 380. By George C. Gerdes of Legislative District 41, Ernest H. Staubitz of Legislative District 34 and Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT relating to revenue and taxation; to impose a tax upon the privilege of engaging in the business of selling services, substances and things in this act designated and defined; to impose a use tax; to provide for the collection of such taxes, the distribution and use of the revenue derived therefrom and the administration of such law; to provide for certain deductions and exemptions; and to provide for violations and penalties.

LEGISLATIVE BILL 381. By William B. Brandt of Legislative District 2.

A BILL FOR AN ACT to amend section 68-404, Reissue Revised Statutes of Nebraska, 1943, relating to blind assistance; to increase the amount of earned income which shall be disregarded when determining the need for blind assistance after July 1, 1962; and to repeal the original section.

LEGISLATIVE BILL 382. By Matt Wylie of Legislative District 27, Dale Erlewine of Legislative District 37 and Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT relating to the Nebraska School for the Blind; to authorize the sale, as prescribed, of described real property in Albion which has been given to the Nebraska School for the Blind.

LEGISLATIVE BILL 383. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend sections 48-712, 48-714.01, and 48-714.02, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide for certificate of inspection of boilers, the posting thereof, and fee for issuing such certificate; to provide that the state boiler inspector shall inspect or cause to be inspected boilers of each school district as prescribed; to provide for fees for inspecting boilers of school districts; to increase the inspection fees for inspection of boilers of counties and municipalities; and to repeal the original sections.

LEGISLATIVE BILL 384. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 25-1011, Reissue Revised Statutes of Nebraska, 1943, and section 25-1010, Revised Statutes Supplement, 1959, relating to civil procedure; to provide for issuance and service of summons in garnishment proceedings to any county in the state where a person, partnership or corporation can be served; to provide for service of corporations in garnishment proceedings by serving the resident agent; to provide for compliance with the provisions of section 25-520.01, Revised Statutes Supplement, 1959, where written instruments conveying, mortgaging, or assigning any interest in real estate, including oil and gas, fails to disclose the address of the grantee, assignee, or mortgagee; and to repeal the original sections.

LEGISLATIVE BILL 385. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 5-105, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to redefine the judicial districts of the district court of this state; to prescribe the number of judges for each of said districts; to prescribe when this act shall become operative; and to repeal the original section.

LEGISLATIVE BILL 386. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT relating to clerks of the district court; to require clerks to report judicial statistics to the Supreme Court and to the Nebraska District Court Judges Association; and to prescribe the data to be included in such reports.

LEGISLATIVE BILL 387. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 24-303, Reissue Revised Statutes of Nebraska, 1943, relating to district court judges; to eliminate obsolete matter therefrom; to provide the authority of the Supreme Court to assign judges to other districts; and to repeal the original section.

LEGISLATIVE BILL 388. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend sections 25-1301 and 25-1313, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in the district court; to define terms; to provide for the manner of rendition and entry of judgments; to provide for giving of notice by mail of the rendition of a judgment; and to repeal the original sections.

LEGISLATIVE BILL 389. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 29-706, Reissue Revised Statutes of Nebraska, 1943, relating to extradition of persons committing an act in this state intentionally resulting in a crime in another state; to provide for extradition of persons committing an act in a third state intentionally resulting in a crime in the demanding state; to change the formal requirements for extradition in such cases; and to repeal the original section.

LEGISLATIVE BILL 390. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 29-1108, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide the manner of disposition of cash deposited in lieu of a surety or sureties upon a written recognizance by requiring such cash to be paid into the county treasury of the county in which the proceeding is pending; and to repeal the original section.

LEGISLATIVE BILL 391. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 30-217, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide procedure for the admission to probate of a will of a nonresident of this state that has not been previously duly proved and allowed as a foreign will; and to repeal the original section.

LEGISLATIVE BILL 392. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 30-108, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide the time, manner, and procedure for making election to take under will or under statute of descent and distribution upon behalf of a surviving spouse; and to repeal the original section.

LEGISLATIVE BILL 393. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 84-106, Reissue Revised Statutes of Nebraska, 1943, relating to the Governor; to provide that actions against the Superintendent of Law Enforcement and Public Safety or any of his assistants for any act done by them or either of them in virtue of, or under color of their offices, or for any neglect of their official duties, may be brought either in Lancaster County, Nebraska, or in the county where the cause of action or some part thereof arose; and to repeal the original section.

LEGISLATIVE BILL 394. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 25-1912, Reissue Revised Statutes of Nebraska, 1943, and sections 29-2020, 29-2306, and 29-2315.01, Revised Statutes Supplement, 1959, relating to the review of criminal cases in the Supreme Court; to make the procedure concerning the ordering, preparing, signing, filing, correcting, and amendment of the bill of exceptions in such cases and the procedure for the reversal, vacation, or modification of judgments and sentences under the criminal code by the Supreme Court substantially the same as the procedure with respect to said matters in civil cases; to make unnecessary the filing of a petition in error in the Supreme Court in such cases; to provide for the issuance of a writ of error by the Clerk of the Supreme Court upon receipt by him from the clerk of the district court of copy of the notice of appeal and, where no poverty affidavit is filed, of the docket fee; to require that a request for suspending the execution of the sentence in criminal cases be included in the notice of appeal where such suspension is desired; and to repeal the original sections.

LEGISLATIVE BILL 395. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 26-116, Reissue Revised Statutes of Nebraska, 1943, relating to jurisdiction of municipal courts in cities of the metropolitan and primary classes; to provide that such courts shall have jurisdiction coextensive with the boundaries of the justice of peace districts in which such courts are located; to provide a rule for construction of the original section; and to repeal the original section.

LEGISLATIVE BILL 396. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 5-106, Reissue Revised Statutes of Nebraska, 1943, relating to justice of peace districts and the boundaries thereof; to provide that Douglas County shall constitute one justice of peace district; to reduce the number of said justice of peace districts and to renumber said districts; to provide that the act shall take effect on the first Thursday after the first Tuesday in January, 1963; and to repeal the original section.

LEGISLATIVE BILL 397. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 32-313, Reissue Revised Statutes of Nebraska, 1943, relating to substitution of municipal courts for the justice of peace and police judge in cities of the metropolitan and primary classes; to provide that such municipal courts shall be substituted for the justice of peace and police judge within the boundaries of such cities as such boundaries are now or hereafter established; to provide a rule for construction of the original section; and to repeal the original section.

LEGISLATIVE BILL 398. By Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend section 70-2033, Reissue Revised Statutes of Nebraska, 1943, and section 70-2032, Revised Statutes Supplement, 1959, relating to revenue and taxation; to provide that inheritance tax money may be credited by resolution of the county board in whole or in part to a fund for the erection, planning, building, and maintenance of the county court house; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Visitors

Mr. Marvel introduced Dr. Herbert Seberg of Hastings, and Dr. William Ahrens of Axtell.

LEGISLATIVE BILL 399. By George H. Fleming of Legislative District 43 and Lloyd W. Stalder of Legislative District 1.

A BILL FOR AN ACT to repeal section 72-904, Reissue Revised Statutes of Nebraska, 1943, relating to the Board of Educational Lands and Funds.

LEGISLATIVE BILL 400. By George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT to give consent of the Legislature to the Board of Education of State Normal Schools to grant a perpetual easement and to convey to the City of Chadron, Nebraska, certain grounds upon which the Chadron State Teachers College is located; to give the authority to such board to contract all as prescribed; and to declare an emergency.

LEGISLATIVE BILL 401. By Joe T. Vosoba of Legislative District 23 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT to amend sections 24-201.01 and 24-301.01, Revised Statutes Supplement, 1959, relating to salaries; to increase the salary of Chief Justice, Judges of the Supreme Court, and judges of the district court; to provide when a change in such salaries shall become operative; and to repeal the original sections.

LEGISLATIVE BILL 402. By Richard D. Marvel of Legislative District 31.

A BILL FOR AN ACT relating to cities and villages, all; to provide a lien upon real estate for special assessments; to provide the priority of such lien; to provide a cumulative procedure for enforcement of such lien; and to declare an emergency.

LEGISLATIVE BILL 403. By Willard H. Waldo of Legislative District 21 and Richard D. Marvel of Legislative District 31.

A BILL FOR AN ACT to amend section 16-601, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to extend powers of cities of the first class in acquiring private property for sanitary sewers and storm water sewers; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 404. By Marvin E. Stromer of Legislative District 19, Fern Hubbard Orme of Legislative District 20 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT relating to public health; to provide authority for the extermination of mosquitoes, flies or other insects of public health importance by the joint or several action of any county and any city of the primary class located therein; to provide powers; and to declare an emergency.

LEGISLATIVE BILL 405. By Elvin Adamson of Legislative District 40, George H. Fleming of Legislative District 43 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT relating to school lands; to provide that any person to be eligible to bid on school land leases must furnish a certified check as specified; and to provide for forfeiture.

LEGISLATIVE BILL 406. By Harold B. Stryker of Legislative District 17, Albert A. Kjar of Legislative District 36 and J. W. Burbach of Legislative District 14.

A BILL FOR AN ACT to amend section 28-540, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide that any lessee of goods or chattels or purchaser thereof under conditional sales contract who converts the same to his own use, as prescribed, or who removes, permits, or causes the same to be removed from this state without the consent of the owner shall be guilty of larceny and subject to punishment, as prescribed; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Stryker requested unanimous consent to add Ross H. Rasmussen of Legislative District 11 as co-introducer of LB 406. No objections. So ordered.

LEGISLATIVE BILL 407. By William B. Brandt of Legislative District 2.

A BILL FOR AN ACT to amend section 76-717, Reissue Revised Statutes of Nebraska, 1943, relating to eminent domain; to provide that when notice of appeal from a condemnation award of the county court is filed the transcript shall relate only to the parcel or parcels of land as to which the particular condemnee takes the appeal; to provide for transcripts and the docketing of proceedings in the district court when both parties appeal; to provide that in all appeals the proceedings shall be docketed showing the condemnee as the plaintiff and the condemner as the defendant; and to repeal the original section.

LEGISLATIVE BILL 408. By William B. Brandt of Legislative District 2.

A BILL FOR AN ACT to amend section 76-723, Reissue Revised Statutes of Nebraska, 1943, relating to eminent domain; to fix the maximum and minimum that may be fixed by the county judge as the fee for an appraiser in a condemnation proceeding; and to repeal the original section.

LEGISLATIVE BILL 409. By Arnold Ruhnke of Legislative District 22, Hans O. Jensen of Legislative District 25 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend section 35-101, Reissue Revised Statutes of Nebraska, 1943, and section 77-1611, Revised Statutes Supplement, 1959; relating to taxation; to exempt members in good standing in any fire company or hook and ladder company from payment of the head tax; and to repeal the original sections.

LEGISLATIVE BILL 410. By Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT to amend sections 71-2020 and 71-2022, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to change the amount of license fees to be paid the Department of Health to operate a hospital; to provide for refunds; to eliminate the provision of exempting certain hospitals from paying the license fee; to provide an inspection fee; to provide the effective date of this act; and to repeal the original sections.

LEGISLATIVE BILL 411. By Ross H. Rasmussen of Legislative District 11, M. M. Forrester of Legislative District 35 and J. W. Burbach of Legislative District 14.

A BILL FOR AN ACT relating to education; to define trainable child; and to provide for county and state aid for training of trainable children.

LEGISLATIVE BILL 412. By William B. Brandt of Legislative District 2 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT to amend sections 19-1302 and 19-1303, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to increase the rate of the tax that may be imposed for prescribed purposes by cities of the first or second class and villages; to add purposes for which such tax may be imposed; to eliminate restrictions on the authority to impose such tax; to change procedures as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 413. By M. M. Forrester of Legislative District 35.

A BILL FOR AN ACT to amend sections 77-1837, 77-1855, 77-1856, and 77-1902, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to shorten the period for receipt of a treasurer's deed or for foreclosure of a certificate of sale for real estate sold for delinquent real estate taxes; to shorten the period for redemption from such sale; to shorten a statute of limitations; and to repeal the original sections.

LEGISLATIVE BILL 414. By M. M. Forrester of Legislative District 35.

A BILL FOR AN ACT to amend section 77-1718, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for a series of three notices of delinquency before issuance of a distress warrant for delinquent personal taxes; and to repeal the original sections.

LEGISLATIVE BILL 415. By M. M. Forrester of Legislative District 35.

A BILL FOR AN ACT to amend section 39-1522, Reissue Revised Statutes of Nebraska, 1943, and section 23-259, Revised Statutes Supplement, 1959, relating to counties under township organization; to authorize the levy of a tax of not to exceed one half mill on the dollar upon the assessed valuation of all taxable property in a township, except intangible property for the acquisition, operation, and maintenance of a town cemetery; and to repeal the original sections.

LEGISLATIVE BILL 416. By William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 60-326.01, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registration; to increase the share of the motor vehicle registration fee retained by the county treasurer; and to repeal the original section.

UNANIMOUS CONSENT—Re-refer LB 283

Mr. Syas requested unanimous consent to have LB 283 re-referred from the Public Works Committee to the Public Health and Miscellaneous Subjects Committee. No objections. So ordered.

UNANIMOUS CONSENT—Add Co-introducers

Mr. McHugh requested unanimous consent to have Joe T. Vosoba of Legislative District 23 added as a co-introducer of LB 370. No objections. So ordered.

Mr. Rasmussen requested unanimous consent to have Lewis Webb of Legislative District 39 added as a co-introducer of LB 411. No objections. So ordered.

Visitors

Mr. Thompson introduced Mr. and Mrs. Tom Waldo and daughter, Gwen, of Orleans.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 417. By William B. Brandt of Legislative District 2.

A BILL FOR AN ACT relating to cities and villages, all; to authorize any city or village to issue and sell multiple purpose bonds as prescribed; to provide for the form, term, and condition of such bonds; to provide for use of the proceeds and for repayment thereof; and to provide for construction of this act.

LEGISLATIVE BILL 418. By William B. Brandt of Legislative District 2.

A BILL FOR AN ACT to amend section 24-342, Revised Statutes Supplement, 1959, relating to the district court reporter; to increase the fee of the court reporter for copies of records as prescribed; and to repeal the original section.

LEGISLATIVE BILL 419. By William B. Brandt of Legislative District 2.

A BILL FOR AN ACT relating to cities and villages, particular classes; to authorize cities of the first class, cities of the second class, and villages to make as a single project various street improvements, install water mains, sewers, both storm and sanitary sewers or a combination sewer; to provide limitations on the cost of such improvements, both individual and aggregate; to provide the procedure for creating the improvement districts, making the improvements, levying special assessments and issuing bonds to pay the cost thereof; to provide that this act shall be independent legislation; and to provide how this act may be cited.

LEGISLATIVE BILL 420. By Marvin Lautenschlager of Legislative District 30 and Sam Klaver of Legislative District 6.

A BILL FOR AN ACT relating to elections; to provide a procedure for contest of elections and recounting of ballots; to amend section 32-1001, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section, and also sections 32-1003, 32-1004, 32-1005, 32-1006, 32-1007, 32-1008, 32-1009, 32-1010, 32-1011, 32-1012, 32-1013, 32-1014, 32-1015, 32-1016, 32-1017, 32-1018, 32-1019, 32-1020, 32-1021, 32-1022, 32-1023, 32-1024, 32-1025, 32-1026, 32-1027, 32-1028, 32-1029, 32-1030, 32-1031, 32-1032, 32-1033, 32-1034, 32-1035, and 32-1036, Reissue Revised Statutes of Nebraska, 1943.

GENERAL FILE

LEGISLATIVE BILL 58. Laid over until Tuesday, January 31, 1961, at the request of Mr. Syas.

Visitors

Mrs. Orme introduced Mrs. Charles Sayre, Mrs. Karnopp, Mrs. Hatfield, and Mrs. Lowell Poague, leaders, and twenty-eight Girl Scouts of Troop No. 139, Lincoln.

Mr. Bowen introduced Miss Dianne Armsen and Mr. James Strobl, University of Nebraska students, from Red Cloud.

Reference Committee Report

LB	Committee
348	Revenue
349	Public Works
350	Public Works
351	Education
352	Government and Military Affairs
353	Government and Military Affairs
354	Government and Military Affairs
355	Judiciary
356	Government and Military Affairs
357	Judiciary
358	Public Health and Miscellaneous Subjects
359	Revenue
360	Government and Military Affairs
361	Public Works
362	Education

363	Agriculture
364	Labor and Public Welfare
365	Public Works
366	Public Health and Miscellaneous Subjects
367	Public Health and Miscellaneous Subjects
368	Labor and Public Welfare
369	Government and Military Affairs
370	Agriculture
371	Government and Military Affairs
372	Banking, Commerce and Insurance
373	Revenue
374	Judiciary
375	Government and Military Affairs
376	Judiciary
377	Government and Military Affairs
378	Judiciary
379	Miscellaneous Appropriations and Claims

(Signed) Dwight W. Burney
Chairman

UNANIMOUS CONSENT—Withdraw LB 328

Mr. Adams renewed his pending request found in the Legislative Journal for the Eighteenth Day to withdraw LB 328. There were no objections and the bill was withdrawn.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 421. By Hans O. Jensen of Legislative District 25, Willard H. Waldo of Legislative District 21 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT relating to revenue and taxation; to impose a tax on income as prescribed; to impose a tax upon the privilege of engaging in the business of selling services, substances and things in this act designated and defined; to impose a use tax; to provide for the collection of such taxes, the distribution and use of the revenue derived therefrom and the administration of such law; to provide for certain deductions and exemptions; and to provide penalties.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Jensen requested unanimous consent to add Theodore H. McCosh of Legislative District 42 as co-introducer of LB 421, LB 422, and LB 423. No objections. So ordered.

LEGISLATIVE BILL 422. By Hans O. Jensen of Legislative District 25, Willard H. Waldo of Legislative District 21, Fern Hubbard Orme of Legislative District 20 and Theodore H. McCosh of Legislative District 42.

A BILL FOR AN ACT relating to taxation; to eliminate the state from levying a general property tax; to reallocate taxes collected; to provide for proceeds of specific funds as provided; to amend sections 72-1006, 72-1008, 77-629, 77-913, 77-1003, 77-1245, 77-1246, 77-1247, 77-1249, 79-1547.03, 79-1547.04, 83-329.04, 83-347, and 85-172.02, Reissue Revised Statutes of Nebraska, 1943, and sections 2-2501, 2-2502, 21-1749, 72-1005, 72-1007, 81-815.34, and 85-172.03, Revised Statutes Supplement, 1959; and to repeal the original sections, and also sections 77-512, 77-513, 77-514, 77-515, 77-516, 77-701, 77-702, 77-703, 77-704, 77-705, 77-709, 77-711, 77-714, 77-715, 77-717, 77-718, 77-719, 77-720, 77-722, 77-723, 77-724, 77-725, 77-726, 77-727, 77-728, 77-729, 77-730, and 77-731, Reissue Revised Statutes of Nebraska, 1943, and sections 77-706, 77-707, 77-708, 77-710, 77-712, 77-712.01, 77-713, 77-716, 77-718.01, 77-721, and 77-732, Revised Statutes Supplement, 1959.

LEGISLATIVE BILL 423. By Hans O. Jensen of Legislative District 25, Willard H. Waldo of Legislative District 21, Fern Hubbard Orme of Legislative District 20 and Theodore H. McCosh of Legislative District 42.

A BILL FOR AN ACT relating to revenue and taxation; to provide a tax of gross income as is derived from dividends from corporate stock, interest on money, notes, credits, bonds, and other securities as prescribed; to provide for the apportionment of the revenue from such tax; eliminate a direct tax on intangible property; and to repeal sections 77-701, 77-702, 77-703, 77-704, 77-705, 77-709, 77-711, 77-714, 77-715, 77-717, 77-718, 77-719, 77-720, 77-722, 77-723, 77-724, 77-725, 77-726, 77-727, 77-728, 77-729, 77-730, and 77-731, Reissue Revised Statutes of Nebraska, 1943, and sections 77-706, 77-707, 77-708, 77-710, 77-712, 77-712.01, 77-713, 77-716, 77-718.01, 77-721, and 77-732, Revised Statutes Supplement, 1959.

LEGISLATIVE BILL 424. By Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to amend section 75-502, Reissue Revised Statutes of Nebraska, 1943, relating to railway companies and common carriers; to authorize the State Railway Commission to establish minimum rates applicable only to intrastate shipment originating or terminating in any city of the metropolitan or primary class; and to repeal the original section.

LEGISLATIVE BILL 425. By Fern Hubbard Orme of Legislative District 20 and Theodore H. McCosh of Legislative District 42.

A BILL FOR AN ACT to amend section 79-311, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide the qualifications for the office of county or district superintendent in counties having a population of less than sixty-five hundred inhabitants; and to repeal the original section.

LEGISLATIVE BILL 426. By Marvin E. Stromer of Legislative District 19, Elvin Adamson of Legislative District 40 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend sections 48-605, 48-606.01, and 48-662, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to change the name of Division of Employment Security as prescribed; to change internal references; and to repeal the original sections.

GENERAL FILE

LEGISLATIVE BILL 104. Considered.

Mr. Lautenschlager offered the following amendment which was adopted:

1. Amend LB 104, Section 5, Line 7 by inserting after figures 37-525 the following: "*, except that the owner of a privately-owned pond which is privately stocked and which does not connect by inflow or outflow with other water outside said land, shall be exempt from any regulation or control*"; and amend the title to conform.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 112. Read and considered.

Mr. Gerdes offered the following amendment which was adopted:

1. Amend section 3 of the bill, line 6 by inserting "*for the previous calendar year*" after "state", by striking line 31 and inserting "*against such livestock for prior years and taxes due for the current year*", and line 32 by inserting after the period the following: "*Such taxes shall be computed on the basis of the last preceding levy.*"

Standing Committee amendments found in the Legislative Journal for the Seventeenth Day were adopted.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

Speaker Thompson Presiding

LEGISLATIVE BILL 164. Read and considered.

Mr. Waldo moved that LB 164 be advanced to E and R for review. Motion pending.

Laid over at the request of Mr. Ruhnke.

LEGISLATIVE BILL 163. Read and considered.

Laid over at the request of Mr. Ruhnke.

LEGISLATIVE BILL 60. Read and considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitors

Mr. Russillo introduced Mr. Al Sorenson, President of the Omaha City Council and Acting Mayor, Mr. Ed Hewitt, City Finance Director, Mr. Herb Fitle, City Attorney, and Mr. Chuck Warren, Public Works Director. Mr. Sorenson addressed the Legislature briefly.

LEGISLATIVE BILL 144. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Speaker Thompson introduced Mr. Walter Weygint, Assistant Attorney General of South Dakota, and Mr. J. W. Grimes, Executive Officer of Water Resources of South Dakota.

President Burney Presiding

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 427. By Cecil Craft of Legislative District 38 and Jack Romans of Legislative District 29.

A BILL FOR AN ACT to repeal section 88-216, Revised Statutes Supplement, 1959, relating to purchasers and transporters of grain.

LEGISLATIVE BILL 428. By John P. Munnelly of Legislative District 8 and William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend sections 21-105, 21-129, 21-132, 21-135, 21-138, 21-139, 21-141, 21-151, 21-154, 21-156, 21-158, 21-160, 21-163, 21-167, 21-168, 21-170, 21-179, 21-1,104, 21-1,113, and 21-1,133, Reissue Revised Statutes of Nebraska, 1943, and sections 21-171, 21-183, and 21-1,159, Revised Statutes Supplement, 1959, relating to corporations; to provide for the issuance of capital stock having no par value and without the right to vote; and to repeal the original sections.

LEGISLATIVE BILL 429. By John P. Munnelly of Legislative District 8 and Cecil Craft of Legislative District 38.

A BILL FOR AN ACT to amend sections 68-402, 68-404 and 68-411, Reissue Revised Statutes of Nebraska, 1943, relating to blind assistance; to eliminate the disqualification for blind assistance when prescribed relatives are financially able to support the applicant; to provide that no relative shall be responsible for the support of any person eligible for blind assistance; to provide an additional factor for determining the amount of blind assistance; to eliminate the limitation on the maximum amount of blind assistance to be paid; and to repeal the original sections.

LEGISLATIVE BILL 430. By John P. Munnelly of Legislative District 8 and Arnold Ruhnke of Legislative District 22.

A BILL FOR AN ACT to amend sections 3-103 and 81-102, Reissue Revised Statutes of Nebraska, 1943, and sections 80-401.02 and 81-101, Revised Statutes Supplement, 1959; to provide that the Department of Aeronautics and Department of Veterans' Affairs shall be executive departments; and to repeal the original sections.

LEGISLATIVE BILL 431. By John P. Munnelly of Legislative District 8 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 44-231, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to clarify the manner of amending articles of incorporation of domestic insurance companies and the notice thereof as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 432. By John P. Munnelly of Legislative District 8 and Cecil Craft of Legislative District 38.

A BILL FOR AN ACT relating to blind and partially-sighted persons; to authorize permits to blind and partially-sighted persons to operate vending stands in state-owned buildings and on state-owned or controlled property as prescribed; and to provide for rules and regulations.

LEGISLATIVE BILL 433. By John P. Munnelly of Legislative District 8 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT to amend sections 19-2602, 19-2602.01, 19-2603, 19-2604, 19-2605, 19-2607, 19-2609, 19-2618, 19-2622, 19-2623, 19-2624, 19-2625, 19-2640, 19-2643, and 19-2644, Revised Statutes Supplement, 1959, relating to urban redevelopment in cities of the metropolitan, primary, and first class; to enlarge legislative findings and determinations with respect thereto; to enlarge the powers of an urban renewal authority; to redefine terms and exclude housing authorities from the administration of the act; to provide for coordination of rehabilitation and redevelopment by private enterprises; to provide for a workable program; to provide additional powers and authority; to provide for the certification and levy of a tax, such tax not to exceed one mill per annum on the assessed valuation of all taxable property, except intangible property, and for support by the city; to provide for the financing of an authority or its projects; to remove the election requirement for creation of an authority except at the option of the governing body of the city; to repeal the original sections; and to declare an emergency.

Visitors

Mr. Stryker introduced Representative Franklin S. Mott, Senator R. G. Moore, and Senator C. Joseph Coleman from the Iowa Legislature.

UNANIMOUS CONSENT—Committee Hearings

Speaker Thompson requested unanimous consent that the standing committee hearings set for Monday, January 30, 1961, be permitted to proceed as scheduled. No objections. So ordered.

Adjournment

Mr. President: I move we adjourn until Tuesday, January 31, 1961. (Signed) Don Thompson

Mr. Munnelly moved to amend the Thompson motion, to adjourn until Wednesday, February 1, 1961. The Munnelly amendment lost with 10 ayes, 25 nays, and 8 not voting.

The Thompson motion prevailed with 35 ayes, 2 nays, and 6 not voting, and at 11:20 a.m., the Legislature adjourned until Tuesday, January 31, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 31, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Munnelly who was excused until 9:15 a.m.

The Journal for the Nineteenth Day was approved.

Communications

Resolution from State of Arkansas regarding proposed amendment to the Constitution of the United States abolishing the Electoral College System and establishing a system of Popular Elections for the election of the President and the Vice President of the United States.

Letter from Frank J. Barrett, Director of Insurance, as follows:

January 27, 1961

Mr. Hugo Srb
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Srb:

Pursuant to the provisions of Section 11-203, I enclose a complete list of the officers and employees of the State of Nebraska who are bonded, and the amount of each bond.

Very truly yours,

(Signed) Frank J. Barrett
Frank J. Barrett
Director of Insurance

FJB:js

INDIVIDUAL BONDS

POSITION	Total Number Of Employees In Each Position	Amount of Penalty For Each Bond
Adjutant General		
Adjutant General	1	$ 5,000.00
Assistant Adjutant General	1	5,000.00
Department of Aeronautics		
Director	1	$50,000.00
Department of Agriculture & Inspection		
Director	1	$50,000.00
Deputy State Sheriffs	3	2,000.00
Athletic Commission		
Commissioner	1	$ 5,000.00
Attorney General		
Attorney General	1	$50,000.00
Deputy Attorney General	1	5,000.00
Auditor of Public Accounts		
State Auditor	1	$50,000.00
Deputy State Auditor	1	10,000.00
State Accountant	1	10,000.00
Department of Banking		
Director	1	$50,000.00
Deputy Director	1	10,000.00
Deputy Director	1	10,000.00
Nebraska Brand Committee		
Member of Brand Committee	1	$ 1,000.00
Member of Brand Committee	1	1,000.00
Member of Brand Committee	1	1,000.00
Member of Brand Committee	1	1,000.00
Board of Control of State Institutions		
Member of Board of Control	1	$25,000.00
Member of Board of Control	1	25,000.00
Member of Board of Control	1	25,000.00
Institution Stewards	7	5,000.00
Superintendents of Industrial Schools	2	10,000.00
Superintendents of Mental Hospitals	4	10,000.00
Assistant Superintendents of Mental Hospitals	4	5,000.00
Warden of the Penitentiary	1	10,000.00
Deputy Warden of the Penitentiary	1	5,000.00
Deputy State Sheriffs	4	2,000.00

POSITION	Total Number Of Employees In Each Position	Amount of Penalty For Each Bond
State Department of Education		
Commissioner of Education	1	$50,000.00
Assistant Commissioner of Vocational Education	1	5,000.00
Superintendent of Nebraska School for Deaf	1	5,000.00
Superintendent of Nebraska School for Blind	1	5,000.00
Board of Education of Normal Schools		
President of Peru State College	1	$15,000.00
President of Wayne State College	1	15,000.00
President of Kearney State College	1	15,000.00
President of Chadron State College	1	15,000.00
Deputy State Sheriff	1	2,000.00
Game, Forestation and Parks Commission		
Director of Commission	1	$10,000.00
Commissioner	1	10,000.00
Commissioner	1	10,000.00
Commissioner	1	10,000.00
Commissioner	1	10,000.00
Commissioner	1	10,000.00
Commissioner	1	10,000.00
Commissioner	1	10,000.00
Conservation Agents	41	2,500.00
Governor		
Governor	1	$50,000.00
Department of Health		
Director	1	$10,000.00
Blanket Bond on 8 member Board of Health		50,000.00
Department of Insurance		
Director	1	$50,000.00
Deputy State Sheriffs (Fire Marshal)	6	2,000.00
Department of Labor		
Commissioner of Labor	1	$50,000.00
Chief Boiler Inspector	1	2,500.00
Treasurer of Unemployment Compensation Fund	1	50,000.00

POSITION	Total Number Of Employees In Each Position	Amount of Penalty For Each Bond
Lieutenant Governor		
Lieutenant Governor	1	$50,000.00
Nebraska Liquor Control Commission		
Commissioner	1	$25,000.00
Commissioner	1	25,000.00
Commissioner	1	25,000.00
Secretary of Commission	1	10,000.00
Deputy State Sheriffs	18	2,000.00
Motor Vehicles		
Director	1	$50,000.00
Deputy State Sheriffs	4	2,000.00
Public Library Commission		
Executive Secretary	1	$ 3,000.00
Racing Commission		
Secretary of Commission	1	$ 5,000.00
Member of Board	1	10,000.00
Member of Board	1	10,000.00
Member of Board	1	10,000.00
Railway Commission		
Deputy State Sheriffs	7	$ 2,000.00
Real Estate Commission		
Director	1	$ 5,000.00
Department of Roads		
State Engineer	1	$50,000.00
Deputy Engineer	1	10,000.00
State Sheriff	1	2,000.00
Deputy State Sheriffs	192	2,000.00
Peace Officers	54	2,000.00
Secretary of State		
Secretary of State	1	$50,000.00
Custodian of Capitol		
Deputy State Sheriffs	4	$ 2,000.00
Tax Commissioner		
Purchasing Agent	1	$10,000.00
Commissioner	1	50,000.00
Treasurer		

POSITION	Total Number Of Employees In Each Position	Amount of Penalty For Each Bond
Treasurer	1	$1,000,000.00
Deputy State Treasurer	1	50,000.00
University of Nebraska		
Secretary of Board of Regents	1	$10,000.00
Assistant Secretary of Board of Regents	1	10,000.00
Department of Veteran Affairs		
Director	1	$50,000.00
Member of Advisory Commission	1	5,000.00
Member of Advisory Commission	1	5,000.00
Member of Advisory Commission	1	5,000.00
Member of Advisory Commission	1	5,000.00
Member of Advisory Commission	1	5,000.00
Workmens Compensation Court		
Clerk	1	$ 5,000.00
Judge	1	5,000.00
Judge	1	5,000.00
Judge (Acting)	1	5,000.00
Department of Water Resources		
Director	1	$50,000.00
State Board of Nursing		
Executive Director	1	$ 5,000.00
Supreme Court		
State Librarian	1	$ 5,000.00
Deputy State Librarian	1	5,000.00
Clerk of Supreme Court	1	10,000.00
Deputy Clerk of Supreme Court	1	10,000.00

All other officers and employees of the State not covered by the individual bonds preceding are covered under a $25,000.00 Blanket Faithful Performance Bond with the following excess coverage on certain individuals.

POSITION			
Comptroller	University of Nebraska	1	$500,000.00
Business Manager	University of Nebraska	1	225,000.00
Director of Accounting	University of Nebraska	1	50,000.00
Athletics Business Manager	University of Nebraska	1	25,000.00

POSITION			
Director of University Enterprises	University of Nebraska	1	50,000.00
Accountant	Department of Agriculture and Inspection Division of Motor Fuels	1	$ 25,000.00
Dean of Administration	Wayne State College	1	$ 25,000.00
Dean of Business Affairs	Peru State College	1	25,000.00
Dean of Administration	Kearney State College	1	25,000.00
Bursar	Chadron State College	1	25,000.00
Secretary to Bursar	Chadron State College	1	10,000.00
Assistant Bursar	Kearney State College	1	10,000.00
Assistant to Bursar	Kearney State College	1	10,000.00
Assistant to Bursar	Peru State College	1	10,000.00
Accountant	Wayne State College	1	10,000.00
Office Manager	Tax Commissioner	1	$ 25,000.00

Announcements

The Clerk of the Legislature announced that members of the Legislature are eligible for the Blue Cross-Blue Shield group insurance plan through payroll deduction. Anyone interested should contact the bookkeeper.

President Burney announced that copies of the financial report of the Department of Roads are available in the Chamber to those members desiring same.

MOTION—Hold Sessions on February 13 and 22

Mr. President: I move that on February 13 and February 22, the Legislature continue in session and that the Governor be so advised in order to maintain a proper staff to keep the Capitol Building open. (Signed) Hans O. Jensen

The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

UNANIMOUS CONSENT—Withdraw Name

Mr. Skarda requested unanimous consent to withdraw his name from LB 368. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 229	Wednesday, February 8, 1961	2:00 p.m.
LB 255	Wednesday, February 8, 1961	2:00 p.m.
LB 176	Thursday, February 9, 1961	2:00 p.m.
LB 241	Thursday, February 9, 1961	2:00 p.m.
LB 257	Thursday, February 9, 1961	2:00 p.m.
LB 186	Friday, February 10, 1961	2:00 p.m.
LB 225	Friday, February 10, 1961	2:00 p.m.
LB 259	Friday, February 10, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 83. Placed on General File.

(Signed) Kenneth L. Bowen, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 116. Placed on General File.

(Signed) Sam Klaver, Chairman

Committee on Committees

January 26, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees desires to report favorably on the appointments listed below made by yourself, and suggests that each appointee be voted upon by this legislative body and separately confirmed:

Carl W. Deitemeyer—Member at Large, Board of Educational Lands and Funds. The appointment began on October 1, 1960 and ends October 1, 1965.

Mr. Henry I. Freed—Member of the Board of Education of the State Normal Schools. The above appointment began January 1, 1961 and ends on January 1, 1967.

Mr. A. D. Majors—Member of the Board of Education of the State Normal Schools. The above appointment began January 1, 1961 and ends on January 1, 1967.

Respectfully yours,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

MOTION—Accept Report

Mr. President: I move that the report of the Committee on Committees be approved and the appointments be confirmed separately. (Signed) J. O. Peck

The motion prevailed.

Mr. Vosoba requested a record vote on each confirmation.

Vote on Mr. Deitemeyer

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Bridenbaugh
Forrester
Munnelly
Russillo
Syas

Having received a majority of the votes of all members, the President declared the appointment of Mr. Deitemeyer confirmed.

Vote on Mr. Freed

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme

Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bridenbaugh
Forrester
Munnelly
Romans

Having received a majority of the votes of all members, the President declared the appointment of Mr. Freed confirmed.

Vote on Mr. Majors

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Bridenbaugh
Craft
Forrester

Having received a majority of the votes of all members, the President declared the appointment of Mr. Majors confirmed.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 200	Monday, February 6, 1961	2:00 p.m.
LB 249	Monday, February 6, 1961	2:00 p.m.
LB 250	Monday, February 6, 1961	2:00 p.m.
LB 320	Tuesday, February 7, 1961	2:00 p.m.
LB 345	Monday, February 13, 1961	2:00 p.m.
LB 346	Monday, February 13, 1961	2:00 p.m.

Visitors

Mr. Knight introduced Diane Gosker, Dwayne Soelbert, and Barbara Catterton, students from Nebraska Wesleyan University.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 434. By Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend section 24-342, Revised Statutes Supplement, 1959, relating to bills of exceptions; to provide the manner of taxing as costs the fee for preparation of bills of exceptions; and to repeal the original section.

LEGISLATIVE BILL 435. By William B. Brandt of Legislative District 2, Fern Hubbard Orme of Legislative District 20 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT to amend section 33-117, Reissue Revised Statutes of Nebraska, 1943, and section 83-424, Revised Statutes Supplement, 1959, relating to fees and allowances; to provide that county sheriffs shall be allowed ten cents per mile for each mile traveled in performance of their duties within or without their several counties; to provide for a minimum allowance of fifty cents in lieu of mileage, for the performance of their duties within a radius of two miles from the courthouse; to increase the fee for boarding prisoners; to repeal the original sections; and to declare an emergency.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Brandt requested unanimous consent to add Theodore H. McCosh of Legislative District 42 and John P. Munnelly of Legislative District 8 as co-introducers of LB 435. No objections. So ordered.

LEGISLATIVE BILL 436. By Cecil Craft of Legislative District 38.

A BILL FOR AN ACT to amend section 39-1352, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that the financial showing required of contractors in statement of qualifications for bidding on construction work of roads, bridges and their appurtenances may be certified by a public accountant; and to repeal the original section.

LEGISLATIVE BILL 437. By Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT relating to colleges and universities; to authorize the Board of Regents of the University of Nebraska to sell certain land in Cass County as prescribed.

LEGISLATIVE BILL 438. By W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT to amend section 77-704, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to change the apportionment of the tax upon intangible property; and to repeal the original section.

LEGISLATIVE BILL 439. By George C. Gerdes of Legislative District 41, Richard D. Marvel of Legislative District 31 and George H. Fleming of Legislative District 43.

A BILL FOR AN ACT to amend section 77-1201, Revised Statutes Supplement, 1959, relating to taxation; to change the plan of listing of property having a local situs or held by fiduciaries and business entities; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Gerdes requested unanimous consent to add Albert A. Kjar of Legislative District 36 as co-introducer of LB 439. No objections. So ordered.

LEGISLATIVE BILL 440. By Lloyd W. Stalder of Legislative District 1 and J. W. Burbach of Legislative District 14.

A BILL FOR AN ACT to amend section 77-719, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to increase the tax on gross earnings of building and loan associations as prescribed; and to repeal the original section.

LEGISLATIVE BILL 441. By George A. Knight of Legislative District 18, Ernest H. Staubitz of Legislative District 34 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT relating to corporations; to authorize foreign corporations or associations acquiring secured loans on real estate to institute legal action to foreclose the same; to provide the acquiring of such loans shall not be considered transacting or engaging in business in this state; and to exempt foreign corporations or associations from filing charter or paying fees required to be paid by foreign corporations as prescribed.

LEGISLATIVE BILL 442. By Ernest H. Staubitz of Legislative District 34, George A. Knight of Legislative District 18 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT relating to justices of the peace; to provide for destruction of files and papers pertaining to satisfied judgments, dormant judgments, and cases which have been dismissed; to provide for delivery of docket books, indexes and sheets over ten years old to the county clerk; and to provide exceptions.

LEGISLATIVE BILL 443. By Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT to amend section 77-2353, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for additional investments of surplus funds of public power and irrigation district funds; and to repeal the original section.

LEGISLATIVE BILL 444. By Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT to amend section 70-646, Reissue Revised Statutes of Nebraska, 1943, and section 70-657, Revised Statutes Supplement, 1959, relating to public power districts; to provide exceptions for the sale, lease, or transfer of property, franchises, and equipment of public power districts as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 445. By Hal Bridenbaugh of Legislative District 13, Peter H. Claussen of Legislative District 16 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT to amend section 32-307, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide for election of a clerk of the district court in each county having a population of seven thousand inhabitants or more; to provide for the submission of the question of not electing such clerk in counties having a population of seven thousand and less than ten thousand inhabitants; and to repeal the original section.

LEGISLATIVE BILL 446. By M. M. Forrester of Legislative District 35 and Lloyd W. Stalder of Legislative District 1.

A BILL FOR AN ACT relating to traffic control; to require that, after July 1, 1962, prescribed traffic lights shall be suspended over the center of the intersection.

LEGISLATIVE BILL 447. By Don Thompson of Legislative District 33.

A BILL FOR AN ACT relating to children born out of wedlock; to make uniform the law with references therto; and to repeal Chapter 13, article 1, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 448. By Don Thompson of Legislative District 33.

A BILL FOR AN ACT to amend sections 46-602, 46-603, and 46-604, Reissue Revised Statutes of Nebraska, 1943, relating to ground water; to change the conditions for registration of irrigation wells; to provide for plugging of an abandoned well; to provide the contents of the certificate of the well driller; to provide the disposition of certificates of well drillers; and to repeal the original sections.

LEGISLATIVE BILL 449. By Don Thompson of Legislative District 33.

A BILL FOR AN ACT to amend section 46-1,137, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation districts; to provide that tolls and charges and the time of payment thereof shall be fixed after public hearing as prescribed; and to repeal the original section.

LEGISLATIVE BILL 450. By H. K. Diers of Legislative District 24 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 81-801, Reissue Revised Statutes of Nebraska, 1943, relating to the Game, Forestation and Parks Commission; to eliminate the requirement that one member of the commission reside on a farm or ranch; and to repeal the original section.

LEGISLATIVE BILL 451. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend section 54-767, Reissue Revised Statutes of Nebraska, 1943, relating to slaughterhouses; to extend the provisions of sections 54-767 to 54-784, Reissue Revised Statutes of Nebraska, 1943, to include poultry; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 452. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to railroads; to provide for and regulate the use of drinking water equipment on caboose cars; and to provide a penalty.

LEGISLATIVE BILL 453. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to labor; to define terms; to make it unlawful to require any employee or applicant for employment to pay the cost of a medical examination as a condition of employment by a common carrier, as prescribed; to provide penalties; and to provide for enforcement.

LEGISLATIVE BILL 454. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend section 48-503, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide for the licensing of employment agencies and agents thereof; to provide qualifications; to provide for fees and procedures; to provide for revocation or suspension of licenses; to make certain acts unlawful; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 455. By Theodore H. McCosh of Legislative District 42 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend section 29-1804, Revised Statutes Supplement, 1959, relating to public defenders; to permit the election of a public defender in any county; and to repeal the original section.

LEGISLATIVE BILL 456. By Theodore H. McCosh of Legislative District 42.

A BILL FOR AN ACT to amend section 39-727, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to provide a graduated schedule of penalties for driving or being in actual physical control of any motor vehicle while under the influence of alcoholic liquor, based on the amount of alcohol in the blood; to provide penalties; to provide when probation shall not be granted nor execution of sentence suspended; to provide for suspension of driving privilege, as prescribed; to require proof of financial responsibility; and to repeal the original section.

LEGISLATIVE BILL 457. By Ernest H. Staubitz of Legislative District 34 and Hans O. Jensen of Legislative District 25.

A BILL FOR AN ACT relating to agriculture; to authorize the Department of Agriculture and Inspection to adopt rules and regulations for the control, as specified, of agricultural chemicals; and to provide standards.

LEGISLATIVE BILL 458. By Ernest H. Staubitz of Legislative District 34 and Hans O. Jensen of Legislative District 25.

A BILL FOR AN ACT to require approval of the county board before leveling land as prescribed; to provide conditions for the grant of such authority.

LEGISLATIVE BILL 459. By J. W. Burbach of Legislative District 14, Peter H. Claussen of Legislative District 16 and Hal Bridenbaugh of Legislative District 13.

A BILL FOR AN ACT relating to courts; to provide for the assessment as costs, upon conviction for prescribed offenses, of the physicians fee for administering a test to determine intoxication.

LEGISLATIVE BILL 460. By J. W. Burbach of Legislative District 14 and George H. Fleming of Legislative District 43.

A BILL FOR AN ACT to amend section 68-115, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to eliminate the provision of receiving funds from state assistance in determining legal settlement; and to repeal the original section.

LEGISLATIVE BILL 461. By John P. Munnelly of Legislative District 8 and Hans O. Jensen of Legislative District 25.

A BILL FOR AN ACT to amend section 44-344, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to exempt bid bonds issued in connection with any public or private contract from requirement that certain policies or contracts or bonds be countersigned by resident agents; and to repeal the original section.

LEGISLATIVE BILL 462. By John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT relating to credit and financial status reports; to require any person or firm making such reports to verify information contained therein with the person whose status is being reported; and to provide for liability.

LEGISLATIVE BILL 463. By John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend section 76-710.01, Revised Statutes Supplement, 1959, relating to eminent domain; to provide that damages shall include the actual cost of any necessary removal of personal property from the real estate being taken and the loss by a destruction of any business in whole or in part conducted on the premises at the time of taking, such loss being the result of the taking; and to repeal the original section.

LEGISLATIVE BILL 464. By Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT to amend section 85-502, Reissue Revised Statutes of Nebraska, 1943, relating to colleges and universities; to provide that a person who has attained a degree from the University of Nebraska while under a resident status, but after graduation loses his resident status, may for the purpose of matriculating in one of the professional colleges re-establish a residence as prescribed; and to repeal the original section.

LEGISLATIVE BILL 465. By Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT relating to trusts and estates; to adopt the Uniform Principal and Income Act.

Speaker Thompson Presiding

Visitors

Speaker Thompson introduced former Senator and Speaker of the Legislature, Harry L. Pizer of North Platte.

LEGISLATIVE BILL 466. By J. W. Burbach of Legislative District 14 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT relating to records; to provide for the preservation of records of the state and its subdivisions as prescribed; to provide duties for public offices as prescribed; to define terms; to provide for a records preservation advisory committee and its members as prescribed; to provide powers and duties of the committee, its personnel, and compensation; and to provide how this act may be cited.

LEGISLATIVE BILL 467. By John P. Munnelly of Legislative District 8 and George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 77-202, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that property used for the care, housing, or welfare of elderly persons when owned and used exclusively for such purposes by a nonprofit corporation shall be declared as being used for charitable purposes; and to repeal the original section.

LEGISLATIVE BILL 468. By Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT relating to fiduciaries; to authorize certain fiduciaries to enter into agreements for the construction, operation, and maintenance of electric facilities; and to provide how such authority shall be exercised.

LEGISLATIVE BILL 469. By Peter H. Claussen of Legislative District 16 and Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT to amend section 86-322, Reissue Revised Statutes of Nebraska, 1943, relating to transmission lines; to provide when an application to construct a transmission line need be made; to provide that a primary service connection shall not be along or on a section line, public road, or property owned by another party; and to repeal the original section.

LEGISLATIVE BILL 470. By Hal Bridenbaugh of Legislative District 13, Marvin Lautenschlager of Legislative District 30 and M. M. Forrester of Legislative District 35.

A BILL FOR AN ACT to amend sections 39-1101, 39-1107. 39-1110, 39-1303, 39-1309, 39-1313, 39-1325, 39-1327, 60-433, 81-102, 81-701.01, 81-701.02, and 81-701.03, Reissue Revised Statutes of Nebraska, 1943, and sections 81-101 and 81-103, Revised Statutes Supplement, 1959, relating to state administrative departments; to place the Department of Roads under the executive direction of the State Highway Commission and to eliminate the Department of Roads as an executive department; to redesignate the State Engineer as State Highway Engineer and eliminate the office of State Engineer; to redefine the duties of the State Highway Commission; to provide for a State Highway Engineer, his appointment, qualifications, duties, and compensation; to provide duties for the superintendent of law enforcement and Department of Roads; to provide veto powers for the Governor; to direct the Revisor of Statutes to substitute names of officers or departments as prescribed; to repeal the original sections, and also section 60-1304, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 471. By John P. Munnelly of Legislative District 8, Sam Klaver of Legislative District 6 and William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend sections 8-330, 45-101, and 45-102, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to provide the maximum interest rate that may be charged by a building and loan association on prescribed loans; to provide for certain charges in addition to interest; to provide that loans by building and loan associations shall not be subject to the general usury laws of this state; and to repeal the original sections.

LEGISLATIVE BILL 472. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 32-819, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to reduce the time when election supplies for absent and disabled voters shall be ready for delivery as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 473. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 32-451, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to revise the instructions to voters; and to repeal the original section.

LEGISLATIVE BILL 474. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 71-1401, Reissue Revised Statutes of Nebraska, 1943, relating to Crippled Children's Committee; to authorize the payment of actual and necessary expenses incurred by members of the Crippled Children's Committee in connection with their official duties; and to repeal the original section.

LEGISLATIVE BILL 475. By Marvin E. Stromer of Legislative District 19 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend section 33-128, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase the salaries of members of county boards in counties over sixty thousand inhabitants; to provide when such increase shall become operative; and to repeal the original section.

LEGISLATIVE BILL 476. By Fern Hubbard Orme of Legislative District 20, George A. Knight of Legislative District 18 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT relating to hospitals; to define terms; to create a hospital council as prescribed; to provide for trustees, membership, and terms, and compensation of trustees; to provide powers of the hospital council; to provide for finances as prescribed; to provide for bonds as prescribed; to exempt property of the council from taxation; to provide that the provisions of this act shall supercede other acts; and to provide how this act may be cited.

Visitor

Mr. Knight introduced Mr. Samuel C. Waugh, former president of the U. S. Export-Import Bank, Washington, D. C. Mr. Waugh addressed the Legislature briefly.

UNANIMOUS CONSENTS—Add Co-introducers

Mr. Munnelly requested unanimous consent to add Ernest H. Staubitz of Legislative District 34 and Albert A. Kjar of Legislative District 36 as co-introducers of LB 471. No objections. So ordered.

Mr. Vosoba requested unanimous consent to add Peter H. Claussen of Legislative District 16 as co-introducer of LB 349. No objections. So ordered.

LEGISLATIVE BILL 477. By W. H. Hasebroock of Legislative District 12 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend section 59-1205, Reissue Revised Statutes of Nebraska, 1943, relating to monopolies and unfair business practices; to provide remedies for duly organized and existing trade associations when damages occur or there is a threatened loss or injury to a member or members thereof; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 478. By Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to control and development of ionizing radiation; to declare policy and purpose; to establish a coordinator of atomic development activities and provide duties and powers thereof; to give the Governor control over rules and regulations relating to such radiation; to give the Department of Health powers relating thereto and authority to make rules and regulations relating to, and to provide for registration and licensing of, such sources; to establish a radiation advisory council and provide for membership, compensation and responsibilities thereof; to require the keeping of records; to authorize agreements with the federal government; to permit local regulation only when consistent with this act; to permit emergency regulations and orders; to permit injunctions and impounding materials; to prohibit violations of this act, rules and regulations; to provide a penalty; to provide a short title; and repeal sections 84-123, 84-124, 84-125, and 84-126, Revised Statutes Supplement, 1959.

LEGISLATIVE BILL 479. By Ross H. Rasmussen of Legislative District 11 and William B. Brandt of Legislative District 2.

A BILL FOR AN ACT to amend section 23-131, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to eliminate the requirement that county warrants be sealed with the county seal; and to repeal the original section.

LEGISLATIVE BILL 480. By Ross H. Rasmussen of Legislative District 11 and Elvin Adamson of Legislative District 40.

A BILL FOR AN ACT to amend section 31-411, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to provide that a drainage district may establish separate areas within the district so as to permit future allocation of costs for particular portions of the work to specific areas; and to repeal the original section.

LEGISLATIVE BILL 481. By Ross H. Rasmussen of Legislative District 11, Theodore H. McCosh of Legislative District 42 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT to amend sections 68-228, 68-419, and 68-803, Reissue Revised Statutes of Nebraska, 1943, relating to public assistance; to authorize the State Board of Public Welfare to enter into reciprocal agreements with other states to ensure continuous eligibility of any recipient of prescribed assistance programs when such person ceases to be or becomes a resident of this state; and to repeal the original sections.

LEGISLATIVE BILL 482. By W. H. Hasebroock of Legislative District 12 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT relating to collection agencies; to define terms; to provide for the licensing and regulation of collection agencies; to provide conditions for the granting, renewal, suspension, or revocation of collection agency licenses; to provide duties and authority for the Director of Banking; to provide fees; to provide for the filing of bonds and the bringing of actions thereon; to provide for appeals from decisions of the director; to provide that the remedies of this act shall be cumulative; to provide penalties; and to provide how this act may be cited.

LEGISLATIVE BILL 483. By Dale Erlewine of Legislative District 37 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT relating to electrical contractors; to define terms; to require contractors making electrical installations to register with the State Fire Marshal as prescribed; to provide for fees; to provide for bonds of indemnity; to provide for exceptions to such registration; and to provide penalties.

LEGISLATIVE BILL 484. By Dale Erlewine of Legislative District 37 and Arnold Ruhnke of Legislative District 22.

A BILL FOR AN ACT relating to trading stamps and trading stamp companies; to define terms; to provide for the filing of performance bonds by trading stamp companies; to provide the manner of recovery upon such bonds; to provide penalties; and to provide for restraining order.

LEGISLATIVE BILL 485. By Dale Erlewine of Legislative District 37 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT relating to county roads; to provide for abolition of the position of county highway superintendent in counties having a population of less than eighteen thousand inhabitants when such position has been created pursuant to an election, as prescribed.

LEGISLATIVE BILL 486. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT relating to public health and welfare; to define terms; to provide for a program for construction of homes for the aged or infirm; to provide duties for the Director of the Department of Health; to provide additional duties for the Hospital Advisory Council; to provide for appropriations; to provide for existing facilities as prescribed; to provide for a construction program; to provide for a levy and disbursement thereof; to provide for rules, regulations, and standards; to provide for loans as prescribed; to provide how this act may be cited; and to provide a validity clause.

LEGISLATIVE BILL 487. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT relating to the State Real Estate Commission; to make it unlawful for any person, firm, partnership, association, or corporation to sell, or offer for sale, any real estate, or interest therein, of a promotional nature, located outside this state except by a real estate broker, duly licensed in this state; to provide for an application to offer such real estate for sale; to provide duties for the State Real Estate Commission; to prohibit certain acts as prescribed; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 488. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend sections 81-862 and 81-863, Reissue Revised Statutes of Nebraska, 1943, and sections 81-876 and 81-884.01, Revised Statutes Supplement, 1959, relating to the State Real Estate Commission; to provide the districts of the four members of the State Real Estate Commission shall be as they existed on January 1, 1961; to remove obsolete matter; to provide who shall serve as presiding officer of the commission; to provide a quorum of the commission; to provide additional qualifications for a broker's license; to change the procedure for appeal or judicial reveiw of an order of the commission; and to repeal the original sections.

LEGISLATIVE BILL 489. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 77-1242, Revised Statutes Supplement, 1959, relating to revenue and taxation; to provide for credit of ad valorem tax on motor vehicles sold by motor vehicle dealers; and to repeal the original section.

LEGISLATIVE BILL 490. By Kenneth L. Bowen of Legislative District 32 and Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT to amend section 44-386, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to authorize unincorporated assessment associations to provide insurance against death or disability due to sickness or accident, as prescribed; to eliminate authorization of such associations to provide any other insurance; to provide for the organization and government of such associations; to provide for licenses and fees; to provide for filings with the Department of Insurance, as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 491. By Marvin E. Stromer of Legislative District 19 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to ratify an amendment to the Constitution of the United States authorizing the District of Columbia to appoint such number of electors of President and Vice President as prescribed; and to provide for forwarding of certified copies as prescribed.

LEGISLATIVE BILL 492. By Arnold Ruhnke of Legislative District 22.

A BILL FOR AN ACT to amend section 77-1502, Revised Statutes Supplement, 1959, relating to taxation; to require the filing of an inventory, as prescribed, when protests filed with the county board of equalization involve a stock of merchandise; and to repeal the original section.

LEGISLATIVE BILL 493. By Arnold Ruhnke of Legislative District 22.

A BILL FOR AN ACT to amend section 38-630, Reissue Revised Statutes of Nebraska, 1943, relating to guardians and wards; to authorize the guardian upon application to and under the direction of the district court or judge thereof to mortgage the real property or any interest thereof of his ward for payment of a debt or obligation; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 494. By Committee on Public Works, Arnold Ruhnke, 22nd District, Chairman.

A BILL FOR AN ACT relating to public power; to define terms; to establish the Department of Public Power as an executive department; to provide for the appointment of a Public Power Commission as head of such department; to provide for the appointment of the members of such commission, their qualifications, terms of office, compensation, duties, and removal; to provide for the appointment of a Director of Public Power, his qualifications, compensation, duties, and removal; to provide for the transfer, reallocation, and assignment of existing functions, powers, and duties from the State Railway Commission and the Department of Water Resources to the Department of Public Power; to provide for transfer of books, records, files, and physical property; to amend sections 70-607, 70-612, and 81-102, Reissue Revised Statutes of Nebraska, 1943, and section 81-101, Revised Statutes Supplement, 1959; and to repeal the original sections.

LEGISLATIVE BILL 495. By Arnold Ruhnke of Legislative District 22 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend section 77-2302, Revised Statutes Supplement, 1959, relating to revenue and taxation; to provide that the State Treasurer shall invest current funds not needed for daily needs as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 496. By Joe T. Vosoba of Legislative District 23 and Arnold Ruhnke of Legislative District 22.

A BILL FOR AN ACT to amend sections 77-2316 and 77-2340, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2315 and 77-2341, Revised Statutes Supplement, 1959, relating to revenue and taxation; to permit counties to invest funds in excess of certain needs, as prescribed; to make time deposits as prescribed; to reduce the requirement for bond for security for time deposits where the same are secured under the United States Bank Security Act; to increase the rate of interest on time deposits; and to repeal the original sections.

LEGISLATIVE BILL 497. By Harold B. Stryker of Legislative District 17.

A BILL FOR AN ACT to amend section 19-2101, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular class; to provide that cities of the first and second class and villages may purchase, construct, maintain and improve garbage facilities beyond the corporate limits without restriction; to provide conditions and procedure for obtaining sites for garbage facilities outside the corporate limits of such cities and villages as required; to provide for appeals; to provide powers for the Department of Health; to grant the power of eminent domain; to provide the manner of operation of such facilities; to provide penalties; and repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 498. By Ross H. Rasmussen of Legislative District 11, George Syas of Legislative District 4 and William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 37-201, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide for the issuance of free annual small game hunting permits to landowners, tenants, and members of their immediate families living on farms or ranches if the landowner has made habitat improvements, as prescribed; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Rasmussen requested unanimous consent to add J. W. Burbach of Legislative District 14, William B. Brandt of Legislative District 2 and Lewis Webb of Legislative District 39 as co-introducers of LB 498. No objections. So ordered.

MOTION—Afternoon Session

Mr. President: I move that when we recess the morning session, we convene again at 4:30 p.m. this afternoon. (Signed) George Syas

The motion prevailed.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 499. By Ross H. Rasmussen of Legislative

District 11 and H. L. Gerhart of Legislative District 15.

A BILL FOR AN ACT to amend section 16-308, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide for the appointment of an administrator in cities of the first class; to prescribe his power and duties; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 500. By Michael P. Russillo of Legislative District 9, J. W. Burbach of Legislative District 14 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT to amend sections 77-1201 and 77-1226.01, Revised Statutes Supplement, 1959, relating to revenue and taxation; to establish bonded and licensed warehouses or storage areas for goods, wares and merchandise in transit in the State of Nebraska which are intended for and are shipped to final destination outside this state; to exempt such goods, wares and merchandise from ad valorem taxation while in such warehouses or storage areas; to define terms; to fix the amount of the bond; and to repeal the original sections.

LEGISLATIVE BILL 501. By Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend section 39-727, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that a conviction for operating any motor vehicle or being in the actual control thereof while under the influence of alcoholic liquor or of any drug based upon violation of a state law or upon violation of a city or village ordinance shall be treated as a prior conviction in punishing a person for a second or third offense; and to repeal the original section.

LEGISLATIVE BILL 502. By Joe T. Vosoba of Legislative District 23 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend section 37-603, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to change the designation of enforcement officers to conservation and deputy conservation officers; to enlarge the authority of such officers; to eliminate reference to special deputy wardens; and to repeal the original section.

LEGISLATIVE BILL 503. By Don Thompson of Legislative District 33, Ernest H. Staubitz of Legislative District 34 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 46-154, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation districts; to increase the compensation that may be paid the board of directors of such district; to eliminate restrictions on the salary of certain officers; to authorize the employment of prescribed employees and provide for their compensation; and to repeal the original section.

LEGISLATIVE BILL 504. By Joe T. Vosoba of Legislative District 23, Sam Klaver of Legislative District 6 and Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT relating to railroad grade crossings; to provide for the payment of the cost of construction and maintenance of automatic crossing protection at railroad grade crossings on highways under the jurisdiction of the Department of Roads; to amend section 66-424.01, Revised Statutes Supplement, 1959; to establish the Grade Crossing Protection Fund and to specify its use; and to repeal the original section.

LEGISLATIVE BILL 505. By Joe T. Vosoba of Legislative District 23, Don Thompson of Legislative District 33 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend section 84-712, Reissue Revised Statutes of Nebraska, 1943, and section 25-1280, Revised Statutes Supplement, 1959, relating to public records; to provide that state, county and municipal records shall be open to the public as prescribed; to provide when certified copies of such records shall be furnished free; to provide a remedy for failure to comply with the provisions of this act; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 506. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 25-1506, Revised Statutes Supplement, 1959, relating to foreclosure of mortgages; to provide that the stay period shall be only three months as to any mortgage covering a lot or lots, or any part thereof, in a regularly platted subdivision, or a parcel of residential property not exceeding three acres in area; and to repeal the original section.

LEGISLATIVE BILL 507. By Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 86-206, Reissue Revised Statutes of Nebraska, 1943, relating to telephone companies; to provide that intrastate telephone rates shall be prescribed by the State Railway Commission; to provide a basis for determination of such rates; to provide for division of revenues for service jointly furnished by two or more telephone companies; and to repeal the original section.

LEGISLATIVE BILL 508. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend sections 66-410 and 66-428, Reissue Revised Statutes of Nebraska, 1943, and section 66-452, Revised Statutes Supplement, 1959, relating to motor vehicle fuels; to reduce the rate of gasoline tax and excise tax on motor vehicle fuels; to reduce the amount of refund tax on such fuels; and to repeal the original sections.

LEGISLATIVE BILL 509. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 60-311, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate the provision requiring the words The Beef State to be displayed on number plates; and to repeal the original section.

LEGISLATIVE BILL 510. By J. O. Peck of Legislative District 26.

A BILL FOR AN ACT relating to the University of Nebraska; to authorize the sale by the Board of Regents of the University of Nebraska to the city of Genoa of certain land in Nance County, as prescribed.

LEGISLATIVE BILL 511. By Marvin E. Stromer of Legislative District 19, H. K. Diers of Legislative District 24 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT relating to motor vehicle registrations; to provide for the issuance of distinctive number plates to legislative officials, as prescribed; to provide for the design of such plates; to provide the period for which such plates shall be valid; to provide for fees; and to provide a limitation.

LEGISLATIVE BILL 512. By J. O. Peck of Legislative District 26.

A BILL FOR AN ACT to amend section 46-609, Reissue Revised Statutes of Nebraska, 1943, relating to wells; to prohibit the drilling of any irrigation well within six hundred feet of any municipal water supply well except as prescribed; and to repeal the original section.

LEGISLATIVE BILL 513. By W. H. Hasebroock of Legislative District 12, Joe T. Vosoba of Legislative District 23 and George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 48-609, Reissue Revised Statutes of Nebraska, 1943, relating to Employment Security Law; to correct internal reference; to authorize a contributory retirement system for employees of the Division of Employment Security; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 514. By M. M. Forrester of Legislative District 35 and Elvin Adamson of Legislative District 40.

A BILL FOR AN ACT to amend sections 79-426.09, 79-426.14, and 79-426.15, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the procedure for reorganization of school districts; to provide when a county committee for the reorganization of school districts shall exclude a district from a plan for the reorganization of school districts; to provide that the county committee shall hold one or more public hearings as prescribed; to provide that in an election on a proposed plan for the reorganization of school districts, school districts of the first class within the boundaries of which are located an incorporated village or city shall constitute a separate voting unit; to provide that school districts of the first class which do not have within their boundaries an incorporated village or city shall constitute a separate voting unit; and to repeal the original sections.

LEGISLATIVE BILL 515. By Lloyd W. Stalder of Legislative District 1, Ross H. Rasmussen of Legislative District 11 and Hans O. Jensen of Legislative District 25.

A BILL FOR AN ACT relating to crimes and punishment; to prohibit the sale or offering for sale to which moisture has been added so as to increase the moisture content thereof more than ten per cent above the gross weight of the uncured ham; to provide penalties; and to provide for seizure.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Stalder requested unanimous consent to add the name of Arnold Ruhnke of Legislative District 22 as co-introducer of LB 515. No objections. So ordered.

LEGISLATIVE BILL 516. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to amend section 81-129, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to extend the duties of the Tax Commission keeping close communication with agencies and the State Racing Commission for which money is to be appropriated and expended, and to supervise the collection and administration of all cash funds paid into the various departments, offices, boards, bureaus, agencies, commissions and institutions of the state; and to repeal the original section.

LEGISLATIVE BILL 517. By Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT relating to public health and welfare; to relieve the responsibility of physicians and surgeons who render emergency care at the scene of the emergency when such care or services are rendered gratuitously and in good faith or in failing to arrange for or provide further medical treatment or care for the injured person; and to declare an emergency.

LEGISLATIVE BILL 518. By William Moulton of Legislative District 10 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT relating to county officers; to provide a civil service system in the office of the sheriff in any county having a population of two hundred thousand inhabitants or more; to create the Sheriff's Office Civil Service Commission and provide for appointment of its members, their term of office, compensation, duties, and authority; to provide procedures; to provide conditions of employment; to provide severability; and to provide an operative date.

LEGISLATIVE BILL 519. By George H. Fleming of Legislative District 43, Ernest H. Staubitz of Legislative District 34 and Theodore H. McCosh of Legislative District 42.

A BILL FOR AN ACT relating to cities of the first class; to authorize creation of limited street improvement districts for the sole purpose of grading, curbing, and guttering of unpaved streets; and to provide procedures.

LEGISLATIVE BILL 520. By Cecil Craft of Legislative District 38, William R. Skarda, Jr. of Legislative District 7 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT to amend section 71-208.01, Reissue Revised Statutes of Nebraska, 1943, relating to barbering; to remove the prohibition against a barber business for profit being operated by or in connection with any barber school or college; and to repeal the original section.

LEGISLATIVE BILL 521. By Marvin E. Stromer of Legislative District 19, J. O. Peck of Legislative District 26 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to designate a song for the State of Nebraska.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Stromer requested unanimous consent to add the following as co-introducers of LB 521: H. K. Diers of Legislative District 24, Fern Hubbard Orme of Legislative District 20, Richard D. Marvel of Legislative District 31, John Adams, Sr. of Legislative District 5, Sam Klaver of Legislative District 6, Hans O. Jensen of Legislative District 25 and Elvin Adamson of Legislative District 40. No objections. So ordered.

LEGISLATIVE BILL 522. By Don Thompson of Legislative District 33.

A BILL FOR AN ACT to amend sections 23-320.02, and 23-320.04, Reissue Revised Statutes of Nebraska, 1943, and sections 23-320.01, 23-320.05, and 23-320.06, Revised Statutes Supplement, 1959, relating to flood control; to remove limitations; to extend existing county authority dealing with flood control to other similar projects and to soil and water resource development; to provide for agreements with additional agencies; and to repeal the original sections.

LEGISLATIVE BILL 523. By Don Thompson of Legislative District 33.

A BILL FOR AN ACT to amend section 46-257, Reissue Revised Statutes of Nebraska, 1943, relating to dams; to provide for the construction of dams for reservoir purposes across ordinarily dry water courses; and to repeal the original section.

LEGISLATIVE BILL 524. By Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT to amend section 60-320, Reissue Revised Statutes, of Nebraska, 1943, relating to motor vehicles; to provide for the operation of a motor vehicle without registration by a manufacturer, dealer or prospective buyer, cars in transit, and dealer plates; to change the in transit placard to a window decal and to require that such decal in transit placards be numbered and a record kept thereof by the dealer in a form prescribed by the Department of Motor Vehicles; and to repeal the original section.

LEGISLATIVE BILL 525. By Don Thompson of Legislative District 33, Arnold Ruhnke of Legislative District 22 and H. L. Gerhart of Legislative District 15.

A BILL FOR AN ACT relating to junior colleges; to provide for state aid to junior colleges, as prescribed; to provide that no payment shall be made to any junior college not charging uniform fees established as prescribed, or offering a course of study not approved by the State Board of Education, or for whose benefit a prescribed tax is not levied; to amend sections 79-1610 and 79-1615, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Thompson requested unanimous consent to add the names of Theodore H. McCosh of Legislative District 42, Marvin Lautenschlager of Legislative District 30 and Cecil Craft of Legislative District 38 as co-introducers of LB 525. No objections. So ordered.

LEGISLATIVE BILL 526. By Don Thompson of Legislative District 33, Arnold Ruhnke of Legislative District 22 and H. L. Gerhart of Legislative District 15.

A BILL FOR AN ACT to amend section 79-1603, Reissue Revised Statutes of Nebraska, 1943, relating to junior colleges; to increase the minimum assessed valuation required to organize a junior college; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Thompson requested unanimous consent to add the names of Theodore H. McCosh of Legislative District 42, Marvin Lautenschlager of Legislative District 30 and Cecil Craft of Legislative District 38 as co-introducers of LB 526. No objections. So ordered.

MOTION—Bill Drafting

Mr. President: I move that the Bill Drafter accept no more requests for the preparation of bills to be introduced today. (Signed) H. K. Diers

The motion prevailed with 25 ayes, 5 nays, and 13 not voting.

Visitors

Mr. Rasmussen introduced Don E. Schettler, Mayor of Blair, Neil Sutton, City Attorney, and Rufus Olson, Editor of the Pilot Tribune. Mayor Schettler accepted a Proclamation signed by the Governor and addressed the Legislature briefly.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 527. By Willard H. Waldo of Legislative District 21, Arnold Ruhnke of Legislative District 22 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to milk; to provide for annual state inspection and certification of milk plants to determine qualification to label milk or milk products as Grade A; to authorize employment of inspectors; and to provide for fees.

LEGISLATIVE BILL 528. By Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend sections 39-721, 60-301, 60-320, 60-901, and 60-902, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide an exception; to define a term; to provide for the regulation of motor vehicle transporters, as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 529. By William Moulton of Legislative District 10 and Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend sections 66-601, 66-602, 66-604, 66-605, 66-606, 66-607, 66-608, 66-609, 66-611, 66-612, 66-613, 66-614, 66-615, 66-616, 66-618, 66-619, 66-620, 66-621, 66-627, 66-629, 66-630, 66-631, and 66-636, Reissue Revised Statutes of Nebraska, 1943, and section 66-606.01, Revised Statutes Supplement, 1959, relating to special fuels; to provide a tax upon all combustible gases and liquids suitable for the generation of power for propulsion of motor vehicles as prescribed, except that it does not include motor fuel as defined in subdivision (2) of section 66-401, Reissue Revised Statutes of Nebraska, 1943; to define terms; to provide for collection of tax; to provide an equalization fee in lieu of the excise tax provided by this act on motor vehicles with a capacity of seven or more passengers carrying passengers for hire within municipalities or in and within a radius of six miles thereof; to provide for disbursement of tax; to make certain acts unlawful; to provide penalties; to provide when this act shall be in full force and effect; to provide for licenses for special fuel dealers and special fuel users and special fuel vehicle permits as prescribed; to provide certain procedure and requirements in regard thereto; to provide certain grounds for which such licenses and permits may be canceled or annulled; to provide an operative date; to repeal the original sections and also sections 66-603 and 66-634, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 530. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to taxation; to provide for the proportional taxation, as prescribed, of motor vehicles owned by residents of this state, registered in this state, and operating in interstate commerce; to provide procedures; to provide duties for certain public officials; to amend section 77-1240, Revised Statutes Supplement, 1959; and to repeal the original section.

LEGISLATIVE BILL 531. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend section 39-721, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that prescribed motor vehicles or combinations thereof having an over-all length of not to exceed sixty-five feet may lawfully be operated on highways designated by the Department of Roads as constructed to specifications sufficient to accommodate such length; and to repeal the original sections.

LEGISLATIVE BILL 532. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to motor vehicle operators' licenses; to provide for the admissibility in proceedings and the evidentiary weight of prescribed copies of certain orders of the Director of Motor Vehicles.

LEGISLATIVE BILL 533. By William R. Skarda, Jr. of Legislative District 7 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 21-608, Revised Statutes Supplement, 1959, relating to corporations; to include the Order of the Alhambra among the organizations made and declared to be corporations; and to repeal the original section.

LEGISLATIVE BILL 534. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to title to motor vehicles; to provide for the transfer of title to a motor vehicle from husband or wife to husband and wife or from husband and wife to husband or wife.

LEGISLATIVE BILL 535. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend section 37-501, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to permit shooting from certain highways; to prohibit shooting within one hundred fifty yards of any occupied building except as prescribed; and to repeal the original section.

LEGISLATIVE BILL 536. By William Moulton of Legislative District 10 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT to amend section 53-180.02, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to permit minor employees of retail food establishments to have temporary custody of alcoholic liquors in original packages while in the performance of his duties; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 537. By Hans O. Jensen of Legislative District 25 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the Tax Commissioner with respect to administration of the collection of motor fuel taxes, as provided in Chapter 66, articles 4 and 6, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 538. By Hans O. Jensen of Legislative District 25 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the Tax Commissioner with respect to administration of the collection of the aircraft gasoline tax, as provided in sections 3-148 to 3-151, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

President Burney Presiding

LEGISLATIVE BILL 539. By Hans O. Jensen of Legislative District 25 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT to amend sections 77-2601, 77-2602, 77-2603, 77-2604, 77-2605, 77-2606, 77-2608, 77-2609, 77-2617, 77-2618, 77-2620, and 77-2621, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2610, 77-2612, and 77-2613, Revised Statutes Supplement, 1959, relating to the cigarette tax; to transfer administration of the provisions of sections 77-2601 to 77-2622, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, from the Department of Agriculture and Inspection to the Tax Commissioner; to provide for transfer of certain records, books, and physical property of the Department of Agriculture and Inspection to the Tax Commissioner; and to repeal the original sections.

Visitors

Mr. Staubitz introduced Harold K. Nutter of Gibbon, Charles Herter of Shelton, and Lloyd Scott of California.

LEGISLATIVE BILL 540. By Hans O. Jensen of Legislative District 25 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT to amend sections 57-701, 57-704, 57-705, 57-706, 57-709, 57-710, 57-712 and 57-713, Reissue Revised Statutes of Nebraska, 1943, relating to oil and gas severance tax; to transfer administration of the provisions of sections 57-701 to 57-715, Reissue Revised Statutes of Nebraska, 1943, from the Department of Agriculture and Inspection to the Tax Commissioner; to provide for the transfer of certain books, records, and physical property of the Department of Agriculture and Inspection to the Tax Commissioner; and to repeal the original sections.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Forrester requested unanimous consent to add Peter H. Claussen of Legislative District 16 as co-introducer of LB 358. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

January 31, 1961

Mr. President, Mr. Speaker and
Members of the Legislature:

Please be informed that I did, on January 5, 1961, appoint the following, with the term in each case ending on January 3, 1963:

Pearle Finigan—Director of Agriculture and Inspection
Jack Obbink—Director of Aeronautics
Ralph Misko—Director of Banking
Frank J. Barrett—Director of Insurance
Donald D. Bastemeyer—Commissioner of Labor
Alvin N. Scissors—Director of Motor Vehicles
Dan S. Jones, Jr.—Director of Water Resources
George L. Morris—Purchasing Agent
Robert C. Newell—Superintendent of Buildings and Grounds

I also appointed Forrest Johnson as Tax Commissioner for the period ending September 28, 1963.

I have on this date appointed James Murphy to be a member of the Board of Control for a term of six years, commencing July 1, 1961.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Referred to the Committee on Committees.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 541. By Hans O. Jensen of Legislative District 25 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the Department of Health with respect to administration of licensing and inspection of hotels, apartment houses, boarding houses, rooming houses, tourist camps, and motels, as provided in Chapter 41, Reissue Revised Statutes of Nebraska, 1943; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 542. By Richard D. Marvel of Legislative District 31 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT relating to rules of the road; to provide when it shall be permissible to drive other than on the right side of the roadway; to provide rules for passing and overtaking vehicles; to provide penalties; and to repeal sections 39-7,109 and 39-7,110, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 543. By William Moulton of Legislative District 10 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT relating to labor; to provide that for the purposes of sections 48-301 and 48-302, Reissue Revised Statutes of Nebraska, 1943, the term place of amusement shall not include a golf course or place where golf is played.

LEGISLATIVE BILL 544. By Marvin E. Stromer of Legislative District 19, Fern Hubbard Orme of Legislative District 20 and William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend sections 24-701, 24-703, 24-708, and 24-714, Revised Statutes Supplement, 1959, relating to the Nebraska Retirement Fund for Judges; to provide for retirement of judges of the municipal court; and to repeal the original sections.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Stromer requested unanimous consent to add George Syas of Legislative District 4 as co-introducer of LB 544. No objections. So ordered.

LEGISLATIVE BILL 545. By Arnold Ruhnke of Legislative District 22 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 86-213, Reissue Revised Statutes of Nebraska, 1943, relating to telephones; to provide for extension of telephone service into the territory of another company without application to the State Railway Commission; and to repeal the original section.

SUSPEND RULES—Introduce Bill

Mr. President: I move that the rules be suspended to permit the introduction of LB 546 by request. (Signed) Richard D. Marvel

The motion prevailed with 35 ayes, 3 nays, and 5 not voting.

LEGISLATIVE BILL 546. By Richard D. Marvel of Legislative District 31, by request.

A BILL FOR AN ACT to amend section 66-423, Reissue Revised Statutes of Nebraska, 1943, relating to the Gasoline Tax Fund; to reallocate money of the Gasoline Tax Fund transferred to counties; and to repeal the original section.

LEGISLATIVE BILL 547. By William Moulton of Legislative District 10 and Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend section 75-226, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to provide for proportional licensing of motor vehicles under the jurisdiction of the commission; and to repeal the original section.

LEGISLATIVE BILL 548. By Hans O. Jensen of Legislative District 25 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT relating to records; to provide for continuing programs for the efficient and economical management of state and local records.

LEGISLATIVE BILL 549. By John Adams, Sr. of Legislative District 5, Hans O. Jensen of Legislative District 25 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to insure fair employment practices; to define terms; to declare the public policy of the state with respect to discrimination in employment and to establish employment without discrimination as a civil right; to set forth exceptions; to prescribe what shall be deemed unfair employment practices; to provide for recognition in contracts of public policy against discrimination; to provide for enforcement of this act; to provide for an educational program; to confer powers with respect to enforcement on the Commissioner of Labor and the Department of Labor; to provide for judicial review of orders of the Commissioner of Labor; to provide for penalties; and to provide manner of citation of act.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Adams requested unanimous consent to add the following as co-introducers of LB 549: William R. Skarda, Jr. of Legislative District 7, Arnold Ruhnke of Legislative District 22, Joe T. Vosoba of Legislative District 23, Lewis Webb of Legislative District 39, and Sam Klaver of Legislative District 6. No objections. So ordered.

LEGISLATIVE BILL 550. By John P. Munnelly of Legislative District 8, Lewis Webb of Legislative District 39 and Richard D. Marvel of Legislative District 31.

A BILL FOR AN ACT to amend section 81-116, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to provide for days leave with full pay as prescribed; and to repeal the original section.

LEGISLATIVE BILL 551. By Kenneth L. Bowen of Legislative District 32, H. K. Diers of Legislative District 24 and Richard D. Marvel of Legislative District 31.

A BILL FOR AN ACT relating to roads and highways; to establish the Grade Crossing Protection Fund and provide the source and use thereof; and to provide for sharing the cost of railroad grade crossing protection, as prescribed.

LEGISLATIVE BILL 552. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 81-275.01, Reissue Revised Statutes of Nebraska, 1943, relating to eggs; to provide that eggs purchased for human consumption shall be purchased by standards as prescribed; and to repeal the original section.

LEGISLATIVE BILL 553. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend sections 28-101, 28-401, 28-417, and 29-2623, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to eliminate the death penalty for persons guilty of murder; to provide that any person convicted of treason shall suffer death; to provide the minimum sentence for a person sentenced for life; and to repeal the original sections.

LEGISLATIVE BILL 554. By Marvin Lautenschlager of Legislative District 30, George H. Fleming of Legislative District 43 and Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT to amend sections 2-912, 2-914, 2-917, 2-942, and 2-946.01, Reissue Revised Statutes of Nebraska, 1943, and section 2-910, Revised Statutes Supplement, 1959, relating to weeds; to remove from the provisions of sections 2-910 to 2-951, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, the provisions for including land located within the corporate limits of a city or village, or within the limits of an industrial site on which are located an elevator and commercial and manufacturing enterprises in weed eradication districts; and to repeal the original sections.

LEGISLATIVE BILL 555. By Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to amend section 39-722.01, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to authorize continuing permits for vehicles and products exceeding the maximum legal length for operation on the highways; and to repeal the original section.

LEGISLATIVE BILL 556. By Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to amend section 8-410, Revised Statutes Supplement, 1959, relating to industrial loan and investment companies; to increase the amount of interest industrial loan and investment companies may pay on certificates of indebtedness; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 557. By Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to amend section 77-2340, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to remove the restriction on the amount of funds the county treasurer may place on time deposit in banks selected as depositories of county funds under the provisions of sections 77-2312 to 77-2315, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; and to repeal the original section.

LEGISLATIVE BILL 558. By Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT relating to advertising; to regulate the erection and maintenance of advertisements, advertising structures or similar devices to be used for the display of advertising outdoors on private property along public highways within the state; to provide for the regulation of such highway advertising by a system of licenses and permits; to create and establish an outdoor advertising board of appeals; to provide penalties; and to repeal sections 39-714.01 and 39-714.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 559. By Marvin Lautenschlager of Legislative District 30 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to motor vehicles; to declare a motor vehicle operated by a person whose operator's license has been suspended or revoked a public nuisance; and to provide for the seizure and impounding of the motor vehicle as prescribed.

LEGISLATIVE BILL 560. By Willard H. Waldo of Legislative District 21, Ross H. Rasmussen of Legislative District 11 and Harold B. Stryker of Legislative District 17.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 1, of the Constitution of Nebraska, relating to revenue; to provide that the Legislature may provide for a different method of valuation for taxation of rural property for school purposes when a school district includes both rural propety and any city or village; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 561. By Willard H. Waldo of Legislative District 21, George C. Gerdes of Legislative District 41 and Harold B. Stryker of Legislative District 17.

A BILL FOR AN ACT relating to appropriations; to limit the increase in appropriations from the General Fund after adoption of a general sales tax, or an income tax, or combination thereof.

LEGISLATIVE BILL 562. By Willard H. Waldo of Legislative District 21, George A. Knight of Legislative District 18 and Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT relating to crimes and punishment; to prohibit the sale of cold or chilled soda pop or other soft drink at retail in a nonreturnable container by a licensee for consumption off the premises; and to provide penalties.

LEGISLATIVE BILL 563. By Willard H. Waldo of Legislative District 21, George A. Knight of Legislative District 18 and Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT relating to liquors; to prohibit the sale of cold or chilled beer at retail by a licensee for consumption off the premises in a nonreturnable container; and to provide a penalty.

LEGISLATIVE BILL 564. By John P. Munnelly of Legislative District 8 and William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to labor; to define labor; to provide procedures for the determining of wage disputes by the Commissioner of Labor or his delegate; to provide for proceedings at law; to provide for the prosecutions of actions by the Commissioner of Labor on behalf of indigent employees without payment of costs or giving of bond; and to make certain acts unlawful.

LEGISLATIVE BILL 565. By William B. Brandt of Legislative District 2 and Fern Hubbard Orme of Legislative District 20.

A BILL FOR AN ACT to amend section 33-101, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to provide for an increase of certain fees to be paid to the Secretary of State; to eliminate requirement for payment of fees in advance; to provide for a cash fund for use as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 566. By William B. Brandt of Legislative District 2 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT relating to soil and water conservation districts; to provide for the removal from a soil and water conservation district, or from a watershed conservancy district organized as a subdivision thereof, of land erroneously included therein.

LEGISLATIVE BILL 567. By J. W. Burbach of Legislative District 14, Marvin E. Stromer of Legislative District 19 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT relating to taxation; to define terms; to impose a tax on hotel occupants and purchases of meals as defined; to provide procedures; to provide for administration; to require licensing; to provide for appeals; to make certain acts unlawful; to provide penalties; to provide for collection of delinquent tax; to provide a period of limitations; to provide for allocation of the proceeds of the tax; and to provide an operative date.

LEGISLATIVE BILL 568. By John P. Munnelly of Legislative District 8, Theodore H. McCosh of Legislative District 42 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 44-309, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to prescribe additional investments for domestic insurance companies; to include territories of the United States, Canada, and any provinces thereof in the authorized obligations in which a domestic insurance company may invest its capital surplus and other funds; to provide for participation in agreements with investors other than insurance companies in the acquisition of unencumbered fees in real estate; to delete any reference to equipment trust certificates; to provide for the use of consolidated income statements in applying the earnings test required to qualify the obligations of corporations other than railroad or public utility corporations and to clarify the definition of fixed charges; to authorize investment in obligations which are secured by assignment of a lease or leases, or the rentals payable under such leases, of real or personal property, together with a first lien on the interest of the lessor in the subject property; to clarify the earnings test required to qualify the revenue bonds of a corporate authority; to permit the inclusion of the earnings and records of regular dividend payments of all predecessor, merged, consolidated, or purchased companies in qualifying preferred stocks; to permit the inclusion of the earnings of all predecessor, merged, consolidated, or purchased companies in qualifying common stocks; to include the Dominion of Canada wherein the property evidenced by trust certificates and other evidences of debt may be wholly or partially situated or maintained; and to repeal the original section.

LEGISLATIVE BILL 569. By John P. Munnelly of Legislative District 8, Theodore H. McCosh of Legislative District 42 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 44-310.02, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to permit a life insurance company, which has not invested up to its legal limit in common stocks and investment trust shares, to invest the unused portion of its funds which might have been legally invested in common stocks and investment trust shares in preferred stocks as described in subsection (9) of section 44-309, Reissue Revised Statutes of Nebraska, 1943; to provide which funds could be invested in preferred stocks in addition to the ten per cent of total assets which may be invested in such securities as provided by section 44-310.02, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 570. By W. H. Hasebroock of Legislative District 12, William Moulton of Legislative District 10 and H. L. Gerhart of Legislative District 15.

A BILL FOR AN ACT relating to the purchase of United States Series E Bonds; to provide for the withholding of portions of the salary or compensation of officers and employees of the State of Nebraska, or any of its governmental subdivisions, when authorized in writing by such officers or employees for the purpose of purchasing for such officers and employees United States Series E Bonds; to provide for the Auditor of Public Accounts or the disbursing officer of the governmental subdivision endorsing warrants for the purpose of purchasing such bonds; to provide that such bonds shall be delivered to such officers or employees or mailed to the address in the written authorization; to provide for the termination of such written authorization; to provide for the return of any money not expended for such bonds upon the termination of the authorization; and to provide that the Auditor of Public Accounts or such disbursing officer shall not be liable under any bond required of them as such officials.

LEGISLATIVE BILL 571. By Fern Hubbard Orme of Legislative District 20, George A. Knight of Legislative District 18 and Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT to amend section 79-1501, Reissue Revised Statutes of Nebraska, 1943, and section 79-1522, Revised Statutes Supplement, 1959, relating to schools; to increase the amount of service annuity for a full-time school employee or emeritus member per month for each year of service; to provide for certifying that an annuitant has been re-employed; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mrs. Orme requested unanimous consent to add the name of Marvin E. Stromer of Legislative District 19 as co-introducer of LB 571. No objections. So ordered.

LEGISLATIVE BILL 572. By Ernest H. Staubitz of Legislative District 34, Hans O. Jensen of Legislative District 25 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 37-502, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to prohibit snagging fish externally by hook and line except on the Missouri River; and to repeal the original section.

LEGISLATIVE BILL 573. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend section 81-103, Revised Stattutes Supplement, 1959, relating to state administrative departments; to increase the compensation of the Commissioner of Labor and the Director of Motor Vehicles; to provide when such increase shall become operative; and to repeal the original section.

LEGISLATIVE BILL 574. By Joe T. Vosoba of Legislative District 23, Michael P. Russillo of Legislative District 9 and Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT relating to highways; to provide for control of advertising devices adjacent to state highways as prescribed.

LEGISLATIVE BILL 575. By Joe T. Vosoba of Legislative District 23, Kenneth L. Bowen of Legislative District 32 and Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT to amend sections 60-407 and 60-409, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to increase operators' license fees as prescribed; to provide for disbursement of funds from such increase in operators' license fees; to provide for a driver education and training program for persons under eighteen years of age as prescribed; to provide additional duties for certain officers as prescribed; to provide for rules and regulations; and to repeal the original sections.

LEGISLATIVE BILL 576. By Joe T. Vosoba of Legislative District 23 and Peter H. Claussen of Legislative District 16.

A BILL FOR AN ACT to amend section 60-408, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle operators' licenses; to provide that commencing with the term beginning September 1, 1963, and each year four years thereafter, each applicant for a renewal license shall be required to submit to examination as prescribed; and to repeal the original section.

LEGISLATIVE BILL 577. By Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT relating to game; to prohibit hunting at night, as prescribed; and to provide exceptions.

LEGISLATIVE BILL 578. By Hal Bridenbaugh of Legislative District 13, William Moulton of Legislative District 10 and Richard D. Marvel of Legislative District 31.

A BILL FOR AN ACT to amend section 70-625, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide that public power districts shall not sell household appliances at retail; and to repeal the original section.

LEGISLATIVE BILL 579. By Fern Hubbard Orme of Legislative District 20 and William B. Brandt of Legislative District 2.

A BILL FOR AN ACT to amend section 87-205, Reissue Revised Statutes of Nebraska, 1943, relating to trade names and trademarks; to require the filing of a copy of the published certificate of the registration of a trade name in the office of the Secretary of State; and to repeal the original section.

LEGISLATIVE BILL 580. By H. L. Gerhart of Legislative District 15, Edwin T. McHugh of Legislative District 3 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT to amend section 45-114, Reissue Revised Statutes of Nebraska, 1943, relating to installment loans; to provide that the term installment loan shall not include any loan on which the interest does not exceed nine per cent per annum; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 581. By William B. Brandt of Legislative District 2, Michael P. Russillo of Legislative District 9 and George Syas of Legislative District 4.

A BILL FOR AN ACT to appropriate the sum of one hundred three thousand five hundred forty-two dollars to aid in defraying the salaries, wages, maintenance, and expense of operation of the Nebraska School for the Deaf and the Nebraska School for the Blind for the biennium ending June 30, 1961; and to declare an emergency.

LEGISLATIVE BILL 582. By Fern Hubbard Orme of Legislative District 20, Elvin Adamson of Legislative District 40 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT relating to game and fish; to provide for hunter-safety training and other forms of conservation education for persons twelve years to sixteen years of age as prescribed; to require written evidence of having successfully completed the education course for persons twelve to sixteen years of age to hunt birds or animals; to require persons under twelve years of age to be accompanied by a parent or guardian or other adult at least twenty-one years of age to hunt or attempt to hunt for any kind of bird or animal; and to provide penalties.

LEGISLATIVE BILL 583. By Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT relating to highways; to make it unlawful to locate, maintain, or allow to remain any light or lights at any place in this state, in such a place or manner to said light or lights interfere with the view of an operator of a motor vehicle while being operated upon any street or public highway, with exceptions; and to provide a penalty.

LEGISLATIVE BILL 584. By Willard H. Waldo of Legislative District 21, Matt Wylie of Legislative District 27 and Lloyd W. Stalder of Legislative District 1.

A BILL FOR AN ACT to amend section 60-311, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registration; to replace The Beef State with The Meat State on number plates; and to repeal the original section.

LEGISLATIVE BILL 585. By Willard H. Waldo of Legislative District 21 and Theodore H. McCosh of Legislative District 42.

A BILL FOR AN ACT relating to economic poisons and devices; to define terms; to make certain acts unlawful; to require registration as prescribed; to provide for rules and regulations; to provide for enforcement; to provide penalties; to authorize cooperative agreements, as prescribed; to provide severability; and to provide operative dates.

LEGISLATIVE BILL 586. By Willard H. Waldo of Legislative District 21, Ross H. Rasmussen of Legislative District 11 and Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT to amend section 2-921, Reissue Revised Statutes of Nebraska, 1943, and sections 2-927, 2-928, and 2-940, Revised Statutes Supplement, 1959, relating to weed eradication districts; to change the basis of travel reimbursement to be paid to weed district supervisors; to provide for compensation; to provide for assessment of a tax for the maintenance of weed districts and to remove the limitation on the amount thereof; to clarify and harmonize the provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 587. By Cecil Craft of Legislative District 38.

A BILL FOR AN ACT relating to agriculture; to provide for regulations of any pesticide as defined; to provide for permits; to provide for records; to provide for rules and regulations and the publication thereof; to provide for bonds of indemnity; to provide powers and duties for the Department of Agriculture and Inspection; to provide for cancellation of permits as prescribed; and to provide penalties.

LEGISLATIVE BILL 588. By John P. Munnelly of Legislative District 8 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend sections 44-333, 44-334, and 44-339, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide the requirements of an application for a resident agent license; to require insurance companies to conduct courses of instructions for its agents as prescribed; to provide for hearing for failure to comply with provisions of this act; to provide grounds for denial of license to applicants, and a hearing on such denial; to provide for revocation or suspension of license as prescribed; to provide for appeal; and to repeal the original sections, and also sections 44-336, 44-337, and 44-338, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 589. By John P. Munnelly of Legislative District 8 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 44-137.03, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for a charge of two dollars per copy for service of process upon the Director of Insurance in actions against unauthorized insurers; and to repeal the original section.

LEGISLATIVE BILL 590. By George A. Knight of Legislative District 18, Edwin T. McHugh of Legislative District 3 and H. K. Diers of Legislative District 24.

A BILL FOR AN ACT to amend section 8-601, Revised Statutes Supplement, 1959, relating to banks and banking; to change the method of assessing banks and other financial institutions in their examination and supervision of the same by the Department of Banking; to provide for a revolving fund; to provide an appropriation; to amend the original section; and to declare an emergency.

LEGISLATIVE BILL 591. By George Syas of Legislative District 4, William R. Skarda, Jr. of Legislative District 7 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend sections 79-1044, 79-1048, 79-1049, 79-1053, and 79-1054, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the deduction of the state service annuity from members service annuity be discontinued; to increase the contribution by members and by the school system as prescribed; to provide for retirement of members of the retirement system of Class V school districts; to provide for disability payments being figured at one hundred per cent as prescribed; to change the per cent each member shall be credited with a retirement annuity; and to repeal the original sections and also sections 79-1056, 79-1056.01, 79-1056.02, 79-1056.03, 79-1056.04, 79-1056.05, and 79-1059, Reissue Revised Statutes of Nebraska, 1943.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Syas requested unanimous consent to add the following as co-introducers of LB 591: Sam Klaver of Legislative District 6, John Adams, Sr. of Legislative District 5, Michael P. Russillo of Legislative District 9 and William Moulton of Legislative District 10. No objections. So ordered.

LEGISLATIVE BILL 592. By Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend section 5-101, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to reapportion the state into three districts of representatives of the Congress of the United States; and to repeal the original section.

LEGISLATIVE BILL 593. By John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend section 60-1301, Reissue Revised Statutes of Nebraska, 1943, relating to weighing stations; to clarify authority of the Department of Roads to maintain and operate portable scales on or adjacent to a state highway; and to repeal the original section.

LEGISLATIVE BILL 594. By John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend sections 60-1301, 60-1302, 60-1303, and 60-1304, Reissue Revised Statutes of Nebraska, 1943, relating to weighing stations; to transfer jurisdiction over weighing stations from the Department of Roads to the Department of Motor Vehicles; to provide for the transfer of books, records, files, and other physical property; and to declare an emergency.

LEGISLATIVE BILL 595. By John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend section 60-305.09, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registration; to provide for registration with the Department of Motor Vehicles of fleets in interstate commerce entitled to registration on an apportionment basis; to provide procedures; and to repeal the original section.

LEGISLATIVE BILL 596. By Hans O. Jensen of Legislative District 25, Fern Hubbard Orme of Legislative District 20 and Richard D. Marvel of Legislative District 31.

A BILL FOR AN ACT relating to trainable children; to provide that the provisions of sections 43-604 to 43-611, Reissue Revised Statutes of Nebraska, 1943, may, with the approval of the school board or board of education, apply to trainable children; and to define trainable child.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Marvel requested unanimous consent to add William Moulton of Legislative District 10 as co-introducer of LB 596. No objections. So ordered.

LEGISLATIVE BILL 597. By Hans O. Jensen of Legislative District 25 and Harold B. Stryker of Legislative District 17.

A BILL FOR AN ACT relating to agriculture; to authorize the Director of the Department of Agriculture and Inspection to acquire title to and dispose of any patent or patents which may result from agricultural research conducted with funds of the Nebraska Agricultural Products Research Fund as prescribed; to provide that the revenues, if any, from such patent or patents be paid into the Nebraska Agricultural Products Research Fund to be used for the purpose of said fund; and to declare an emergency.

LEGISLATIVE BILL 598. By Jack Romans of Legislative District 29 and William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 75-104, Reissue Revised Statutes of Nebraska, 1943, and section 75-105, Revised Statutes Supplement, 1959, relating to the State Railway Commission; to increase the salary of members and secretary of the State Railway Commission; to provide when such increase shall become effective; and to repeal the original sections.

LEGISLATIVE BILL 599. By Dale Erlewine of Legislative District 37 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT to amend section 86-322, Reissue Revised Statutes of Nebraska, 1943, relating to transmission lines; to define terms; to provide for building an extension line over seven hundred volts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 600. By J. W. Burbach of Legislative District 14.

A BILL FOR AN ACT to amend section 88-203, Reissue Revised Statutes of Nebraska, 1943, relating to public grain warehouses; to provide additional license fees; and to repeal the original section.

LEGISLATIVE BILL 601. By William Moulton of Legislative District 10.

A BILL FOR AN ACT relating to Game, Forestation and Parks Commission; to provide that the Game, Forestation and Parks Commission may provide for retirement for present and future employees of the commission as prescribed.

LEGISLATIVE BILL 602. By Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT for submission to the electors of amendments to the Constitution of Nebraska relating to the judiciary; to provide a merit plan for the selection of Justices of the Supreme Court, judges of the district court, judges of the juvenile court, and certain county and municipal courts in the State of Nebraska; to provide for the adoption of three new sections to the Constitution of Nebraska to appear as Article V, sections 5A, 15A, and 15B; to amend Article IV, sections 11 and 12, Article V, sections 4, 5, 7, 10, 15, 20, 21, and 27, and Article XVII, sections 4 and 5, of the Constitution of Nebraska; to provide for the submission of the proposed amendments to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 603. By William B. Brandt of Legislative District 2.

A BILL FOR AN ACT to amend section 79-1304, Reissue Revised Statutes of Nebraska, 1943, relating to education; to provide a ratio for the loss of state apportionment because of the employment of legally unqualified teachers by a school district; and to repeal the original section.

LEGISLATIVE BILL 604. By Albert A. Kjar of Legislative District 36 and J. W. Burbach of Legislative District 14.

A BILL FOR AN ACT to amend section 33-116, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase the fees of a county surveyor; and to repeal the original section.

LEGISLATIVE BILL 605. By Harold B. Stryker of Legislative District 17, William B. Brandt of Legislative District 2 and Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT relating to public power and irrigation districts; to provide for the elimination of overlapping, duplication and conflict in the operation of public power districts as prescribed; to define terms; to provide for condemnation proceedings as prescribed; to provide duties for the Supreme Court and district judges; to provide for compensation and expenses of district judges; to provide powers and duties of a court of condemnation as prescribed; to limit jurisdiction of districts; to amend sections 70-602 and 70-662, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 606. By Harold B. Stryker of Legislative District 17, William B. Brandt of Legislative District 2 and Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT relating to public power and irrigation districts; to provide for wholesale electrical districts, their organization, powers, and duties as prescribed; to provide exceptions to existing law; to amend sections 70-609.01 and 70-614.02, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 607. By William B. Brandt of Legislative District 2.

A BILL FOR AN ACT relating to cities and villages, all; to provide that when extraterritorial powers are granted to cities and villages by statute that they shall not be exercised within the corporate limits of another city or village and as to adverse claims or jurisdiction between cities and villages in any other areas the first to assert and exercise jurisdiction in the disputed territory shall alone be authorized thereafter to exercise such jurisdiction; and to declare an emergency.

LEGISLATIVE BILL 608. By George A. Knight of Legislative District 18, H. L. Gerhart of Legislative District 15 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend sections 8-140, 8-146, and 8-157, Reissue Revised Statutes of Nebraska, 1943, and sections 8-119, 8-131, 8-136, 8-155, and 8-602, Revised Statutes Supplement, 1959, relating to banks and banking; to change the present minimum capital stock of banks; to reduce the call reports of banks to two; to eliminate provisions of keeping reserves in approved deposition; to permit the board of directors to have an audit made of their bank in lieu of the two examinations of the board of directors; to clarify the provisions prohibiting banks from increasing the book value of its present real estate, furniture and fixtures; to raise the limitations upon notes without a property statement or security; to change the method of increasing or decreasing the paid-in capital stock of a bank; to change the schedule of fees to be collected by the Department of Banking and the disbursement of the same; to repeal the original sections; and also sections 8-120 and 8-121, Revised Statutes Supplement, 1959; and to declare an emergency.

LEGISLATIVE BILL 609. By Sam Klaver of Legislative District 6, Michael P. Russillo of Legislative District 9 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT to amend section 33-117, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to provide that the fees for committing, guarding, confining of prisoners, other than state prisoners, in counties having a population of more than two hundred thousand inhabitants shall be governed by the provisions of section 33-117.01, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Klaver requested unanimous consent to add the following as co-introducers of LB 609: John Adams, Sr. of Legislative District 5, William Moulton of Legislative District 10, and William R. Skarda, Jr. of Legislative District 7. No objections. So ordered.

Reference Committee Report

LB	Committee
380	Revenue
381	Labor and Public Welfare
382	Public Works
383	Labor and Public Welfare
384	Judiciary
385	Judiciary
386	Judiciary
387	Judiciary
388	Judiciary
389	Judiciary
390	Judiciary
391	Judiciary
392	Judiciary
393	Judiciary
394	Judiciary
395	Judiciary
396	Judiciary
397	Judiciary
398	Revenue
399	Education
400	Public Works
401	Revenue
402	Government and Military Affairs
403	Government and Military Affairs

404	Public Health and Miscellaneous Subjects
405	Education
406	Judiciary
407	Judiciary
408	Judiciary
409	Revenue
410	Public Health and Miscellaneous Subjects
411	Education
412	Revenue
413	Revenue
414	Revenue
415	Revenue
416	Public Works
417	Banking, Commerce and Insurance
418	Judiciary
419	Government and Military Affairs
420	Public Health and Miscellaneous Subjects
421	Revenue
422	Revenue
423	Revenue
424	Public Works
425	Education
426	Labor and Public Welfare
427	Public Works
428	Banking, Commerce and Insurance
429	Labor and Public Welfare
430	Government and Military Affairs
431	Banking, Commerce and Insurance
432	Labor and Public Welfare
433	Government and Military Affairs

(Signed) Dwight W. Burney
Chairman

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 138. Placed on General File.

LEGISLATIVE BILL 142. Placed on General File.

(Signed) Arnold Ruhnke, Chairman

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 610. By John P. Munnelly of Legislative District 8 and William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend sections 31-727, 31-728, 31-729, 31-739, 31-740, 31-744, and 31-749, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide for additional powers of such districts; to grant such districts powers to construct, acquire, repair, improve, operate, and to develop and to contract concerning a sewer system, a water system, a system of public roads, a water supply, electricity for street lighting, public parks, playgrounds and recreational facilities and to borrow money, issue bonds, levy taxes; to provide for procedural requirements; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 611. By Jack Romans of Legislative District 29, H. L. Gerhart of Legislative District 15 and Hal Bridenbaugh of Legislative District 13.

A BILL FOR AN ACT relating to taxation; to provide a tax on the gross receipts of labor organizations as prescribed; to provide for reports; to provide penalties; and to provide for rules and regulations.

LEGISLATIVE BILL 612. By Jack Romans of Legislative District 29, H. L. Gerhart of Legislative District 15 and Hal Bridenbaugh of Legislative District 13.

A BILL FOR AN ACT relating to labor; to declare public policy; to define terms; to provide for the detailed regulation of labor unions and labor organizers; to require reports; to make certain acts unlawful; to provide penalties; to provide procedures; to provide how this act shall be interpreted; and to provide for severability.

LEGISLATIVE BILL 613. By Peter H. Claussen of Legislative District 16 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT relating to public power and irrigation districts; to define terms; to provide that when the Director of the Department of Water Resources shall determine that a district organized under Chapter 70, articles 6 or 8, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, is operating in more than fifty counties in the state, he shall be authorized to enter an order directing further operation of the district conditioned upon amendment of the petition for its creation to conform its boundaries, number of directors and election of its directors as provided by law; to provide for hearing; to provide for contents of petition for amendment; to provide that the conditions of this act shall not apply to a district primarily engaged in the generation and transmission for wholesale of electricity; to amend section 70-609.01, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Stryker requested unanimous consent for permission to be added as co-introducer of LB 343. No objections. So ordered.

Recess

At 11:50 a.m., on a motion by Mr. Nelson, the Legislature recessed until 4:30 p.m.

After Recess

The Legislature re-convened at 4:31 p.m., President Burney presiding.

The roll was called and all members were present except Mr. Romans who was excused.

Visitors

Mr. Hasebroock introduced Messrs. Dwain Anderson and Willmer Maseman of Oakland.

Mr. Adamson introduced Mr. D. J. Cole of Merriman.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Brandt requested unanimous consent to add the name of George H. Fleming of Legislative District 43 as co-introducer of LB 435. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 614. By George C. Gerdes of Legislative District 41, Ross H. Rasmussen of Legislative District 11 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend section 84-904, Reissue Revised Statutes of Nebraska, 1943, relating to rules of administrative agencies; to provide that rules filed with the Clerk of the Legislature shall be referred to the appropriate committee for public hearing and thereafter considered by the Legislature; and to repeal the original section.

LEGISLATIVE BILL 615. By Jack Romans of Legislative District 29.

A BILL FOR AN ACT to amend section 39-1349, Reissue Revised Statutes of Nebraska, 1943, relating to roads; to provide for the establishment of predetermined minimum wage rates by the State Engineer as prescribed; and to repeal the original section.

LEGISLATIVE BILL 616. By Hans O. Jensen of Legislative District 25 and J. W. Burbach of Legislative District 14.

A BILL FOR AN ACT to amend sections 77-1201 and 77-1205, Revised Statutes Supplement, 1959, relating to taxation; to change the date for listing of livestock for taxation to March 1; and to repeal the original sections.

LEGISLATIVE BILL 617. By John P. Munnelly of Legislative District 8 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend sections 44-137.08, 44-139, 44-140, 44-141, 44-142, 44-143, 44-144, 44-145, 44-146, and 44-147, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for the licensing of surplus lines agents by the Director of Insurance; to provide for the placing, procuring, or effecting of insurance in insurers not possessing a certificate of authority to transact the business of insurance in Nebraska; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 618. By John P. Munnelly of Legislative District 8 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT relating to insurance; to require that title insurance companies maintain loss and reinsurance reserves; to provide for the determination of the amount thereof; and to provide the purposes of such reserves.

LEGISLATIVE BILL 619. By Ernest H. Staubitz of Legislative District 34, Don Thompson of Legislative

District 33 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT to amend section 46-541, Reissue Revised Statutes of Nebraska, 1943, relating to reclamation districts; to extend the time, as prescribed, for the submission to the electors of the question of dissolution of a reclamation district; and to repeal the original section.

LEGISLATIVE BILL 620. By Willard H. Waldo of Legislative District 21 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT to amend section 44-361, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that the extending of credit for a period of six months on hail insurance premiums shall not be a rebate of the premium; and to repeal the original section.

LEGISLATIVE BILL 621. By Cecil Craft of Legislative District 38 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT relating to the blind; to create the Nebraska Commission for the Blind; to provide powers and duties for the commission; to provide for the appointment of the member of the commission, their terms of office; to define terms; to provide for the personnel of the commission, and their compensation; to provide for rules and regulations; to transfer certain duties from the Board of Control to the commission as prescribed; to increase the amount of the revolving fund; to amend sections 83-210.01, 83-210.02, and 83-211.01, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 622. By Jack Romans of Legislative District 29.

A BILL FOR AN ACT relating to common carriers; to provide when the consignee of freight may direct the route of shipments; and to provide for damages.

LEGISLATIVE BILL 623. By Hans O. Jensen of Legislative District 25, George H. Fleming of Legislative District 43 and Lewis Webb of Legislative District 39.

A BILL FOR AN ACT relating to state institutions; to provide that whenever an inmate is transferred from the Beatrice State

Home to any state mental hospital, the county from which the inmate was originally committed shall pay the cost of maintaining such person in substantially the same manner as set forth in sections 83-224 to 83-226, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 624. By Marvin E. Stromer of Legislative District 19, Fern Hubbard Orme of Legislative District 20 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT relating to counties; to provide authority, as prescribed, for counties in which is located a city of the primary class with respect to public grounds and parks and the construction of statues, memorials, and works of art.

LEGISLATIVE BILL 625. By Fern Hubbard Orme of Legislative District 20 and Sam Klaver of Legislative District 6.

A BILL FOR AN ACT to amend section 83-210.01, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to increase the amount of the revolving fund to assist in the vocational rehabilitation of blind persons; to provide the disposition of net profits from business enterprises operated by blind persons; to eliminate all provisions for reimbursing the revolving fund except the equipment and raw material purchased from such fund; and to repeal the original section.

LEGISLATIVE BILL 626. By H. L. Gerhart of Legislative District 15, Marvin Lautenschlager of Legislative District 30 and W. H. Hasebroock of Legislative District 12.

A BILL FOR AN ACT relating to insurance; to define terms; to establish a Life Insurance Board and provide for appointment of its members, their qualifications, term of office, compensation and duties; to require a certificate of qualification before issuance of a life insurance agent's license; to require and provide for examinations and re-examinations; to provide exceptions; to provide for the issuance, denial, or revocation, or revocation of certificates; to provide for temporary certificates and certificates to nonresidents; and to provide fees.

LEGISLATIVE BILL 627. By William Moulton of Legislative District 10 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend sections 33-150, 71-102, 71-107, 71-110, 71-112, 71-173, 71-175, and 71-176, Reissue Revised Statutes of Nebraska, 1943, and sections 71-122 and 71-162, Revised Statutes Supplement, 1959, relating to podiatry; to change the name of chiropody to podiatry; to define to practice of podiatry; and to repeal the original sections.

LEGISLATIVE BILL 628. By Lewis Webb of Legislative District 39 and M. M. Forrester of Legislative District 35.

A BILL FOR AN ACT relating to taxation; to provide for the proportional taxation of livestock grazing in more than one county in this state; to provide procedures; and to provide penalties.

LEGISLATIVE BILL 629. By John Adams, Sr. of Legislative District 5.

A BILL FOR AN ACT to amend section 74-592, Revised Statutes Supplement, 1959, relating to railroads; to require that motor cars used for the transportation of railroad employees by their employer be equipped with a generator type electric headlight, electric windshield wiper, and a top; and to repeal the original section.

LEGISLATIVE BILL 630. By Hans O. Jensen of Legislative District 25 and William Moulton of Legislative District 10.

A BILL FOR AN ACT relating to state administration departments; to establish a Nebraska civil service system; to provide a commission and director for its administration; to prescribe their duties, powers and compensation; to provide the commission and director with all of the authority with which it was empowered in section 81-8,106, Reissue Revised Statutes of Nebraska, 1943; to provide that the commission and the director shall have the authority and be charged with the duty of executing the civil service system granted to all other agencies, commissions, or divisions of the state government to classify positions; to fix compensation and to hold competitive examinations as prescribed; to provide an appropriation; and to repeal section 81-8,106, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 631. By W. H. Hasebroock of Legislative District 12 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 15, of the Constitution of Nebraska, relating to education; to provide that the term of office of members of the State Board of Education shall be for two years each; to provide for election of the members thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 632. By Fern Hubbard Orme of Legislative District 20 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT to amend section 77-2008.01, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for investment or reinvestment of funds held by the county treasurer or county treasurers paid by reason of inheritance taxes assessed when the rights, interests, or estates of the transferee, legatee, devisee or benficiaries are dependent upon contingencies or conditions as prescribed; and to repeal the original section.

LEGISLATIVE BILL 633. By Peter H. Claussen of Legislative District 16, W. H. Hasebroock of Legislative District 12 and William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend sections 75-201, 75-231, 75-243, 75-248, and 75-302, Reissue Revised Statutes of Nebraska, 1943, and sections 75-224 and 75-241, Revised Statutes Supplement, 1959, relating to the State Railway Commission; to remove the exemption from commission jurisdiction of motor carriers of livestock; to provide that rates of motor common carriers of livestock shall not be subject to commission regulation; to provide the services that may be rendered; to provide grandfather provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 634. By Peter H. Claussen of Legislative District 16, W. H. Hasebroock of Legislative District 12 and William Moulton of Legislative District 10.

A BILL FOR AN ACT relating to motor carriers of livestock; to provide for trip permits and fees for motor carriers of livestock to enter this state as prescribed; to provide exceptions; and to declare an emergency.

LEGISLATIVE BILL 635. By George A. Knight of Legislative District 18, Marvin E. Stromer of Legislative District 19 and George Syas of Legislative District 4.

A BILL FOR AN ACT relating to roads; to create the Access Road Fund; to provide for the use of such fund, on a matching basis, to assist counties in constructing or improving access roads to state parks, recreation areas, or special use areas; to prohibit such use for any area where motorboating is not allowed or is impossible; to provide procedure and duties for public officials; to amend section 66-424.01, Revised Statutes Supplement, 1959, and to repeal the original section.

LEGISLATIVE BILL 636. By George Syas of Legislative District 4 and Michael P. Russillo of Legislative District 9.

A BILL FOR AN ACT to amend section 14-1041, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to increase the minimum sum metropolitan water and utilities districts shall pay to the metropolitan cities in lieu of license, occupation or excise tax upon or from such district; to eliminate obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 637. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend sections 43-201 and 43-230, Reissue Revised Statutes of Nebraska, 1943, relating to juvenile courts; to change internal references; and to repeal the original sections.

LEGISLATIVE BILL 638. By George Syas of Legislative District 4 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT to amend section 84-120, Revised Statutes Supplement, 1959, relating to the Governor; to change the manner of succession to the office of Governor; and to repeal the original section.

LEGISLATIVE BILL 639. By Willard H. Waldo of Legislative District 21 and Edwin T. McHugh of Legislative District 3.

A BILL FOR AN ACT relating to livestock; to provide for the humane slaughter of livestock; to define terms; to provide for rules and regulations; and to provide penalties.

LEGISLATIVE BILL 640. By Willard H. Waldo of Legislative District 21.

A BILL FOR AN ACT to amend section 19-301, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages of particular class; to extend the provisions for licensing of plumbers to cities of the first class; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 641. By Hans O. Jensen of Legislative District 25.

A BILL FOR AN ACT relating to the State Railway Commission; to provide that the State Railway Commission shall have power to regulate service and fix rates for the distribution and sale of natural gas to farmer consumers outside the corporate limits of cities and villages; and to provide for rules and regulations.

LEGISLATIVE BILL 642. By Sam Klaver of Legislative District 6.

A BILL FOR AN ACT relating to public assistance; to provide for medical assistance for the aged; to provide for administration; to define medical care for the aged; and to prescribe conditions of eligibility.

LEGISLATIVE BILL 643. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT relating to trading stamps; to define deposit creditor; to require posting of a bond by deposit creditors who print and distribute trading stamps; to provide how such bond shall be conditioned; to provide that such bond shall be filed with and approved by the Director of Banking.

LEGISLATIVE BILL 644. By William B. Brandt of Legislative District 2 and Lloyd W. Stalder of Legislative District 1.

A BILL FOR AN ACT to amend section 5-101, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to redistrict the state for Congressional purposes; and to repeal the original section.

LEGISLATIVE BILL 645. By Michael P. Russillo of Legislative District 9, George C. Gerdes of Legislative District 41 and J. O. Peck of Legislative District 26.

A BILL FOR AN ACT relating to taxation; to declare trusts formed for the purpose of funding pension, profit sharing, or other employee benefit plans and charitable foundations, either corporations or trusts, to be charitable organizations; to exempt all intangible personal property held by such organizations from taxation; to repeal section 77-730, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 646. By Michael P. Russillo of Legislative District 9, J. O. Peck of Legislative District 26 and George C. Gerdes of Legislative District 41.

A BILL FOR AN ACT relating to tax situs; to provide that certain intangible property shall not have tax situs in this state.

Speaker Thompson Presiding

Ease

The Legislature was at ease from 4:50 p.m. until 5:16 p.m.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Vosoba requested unanimous consent to add the names of George A. Knight of Legislative District 18 and Willard H. Waldo of Legislative District 21 as co-introducers of LB 478. No objection. So ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 647. By John P. Munnelly of Legislative District 8, Theodore H. McCosh of Legislative District 42 and Albert A. Kjar of Legislative District 36.

A BILL FOR AN ACT relating to insurance; to create the Nebraska Board of Insurance as head of the Department of Insurance; to provide for members of the board, their appointment, removal, term of office, and compensation; to provide for the powers and duties of the board and its members; to provide the powers, duties and compensation of the director of the department; to amend section 81-102, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Munnelly requested unanimous consent to add the following as co-introducers of LB 647: George A. Knight of Legislative District 18, William R. Skarda, Jr. of Legislative District 7, H. L. Gerhart of Legislative District 15, Lloyd W. Stalder of Legislative District 1 and H. K. Diers of Legislative District 24. No objections. So ordered.

LEGISLATIVE BILL 648. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend sections 43-601 and 43-602, Reissue Revised Statutes of Nebraska, 1943, and sections 79-2001, 79-2002, 79-2003, 79-2004, 79-2005, 79-2006, and 79-2007, Revised Statutes Supplement, 1959, relating to visually handicapped persons; to change the name of the Nebraska School for the Blind to Nebraska School for the Visually Handicapped; to extend the program of education until completion; to provide for medical services for whom educational programs are provided; to provide where education programs may be carried on; to clarify the provisions thereof; and to repeal the original section.

LEGISLATIVE BILL 649. By George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 43-604, Reissue Revised Statutes of Nebraska, 1943, relating to handicapped children; to redefine physically handicapped children; and to repeal the original section.

LEGISLATIVE BILL 650. By John P. Munnelly of Legislative District 8 and Kenneth L. Bowen of Legislative District 32.

A BILL FOR AN ACT relating to real estate investment trusts; to define terms; and to provide for filing articles of agreement or of trusts, and any modification thereof.

LEGISLATIVE BILL 651. By Willard H. Waldo of Legislative District 21 and Sam Klaver of Legislative District 6.

A BILL FOR AN ACT relating to highways; to provide a minimum distance mail boxes or other receptacles for mail shall be placed from the center or edge of state highways; to provide for removal of such mail boxes or other receptacles for mail as prescribed; and to provide for turnouts and placing of all-weather material thereon and maintenance of the same.

LEGISLATIVE BILL 652. By Willard H. Waldo of Legislative District 21 and Sam Klaver of Legislative District 6.

A BILL FOR AN ACT relating to highways; to provide for all-weather surface turnouts to be maintained by the Department of Roads as prescribed; and to provide that school buses shall stop to load and unload school childred at either a farmstead drive-in or a turnout as prescribed in this act.

LEGISLATIVE BILL 653. By Marvin Lautenschlager of Legislative District 30.

A BILL FOR AN ACT to amend section 48-217, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that no employer whether an individual, corporation, or association of any kind shall enter into any contract with a labor organization whereby such employer agrees to pay such labor organization anything of value; and to repeal the original section.

LEGISLATIVE BILL 654. By William B. Brandt of Legislative District 2, George Syas of Legislative District 4 and William Moulton of Legislative District 10.

A BILL FOR AN ACT to amend section 81-812, Reissue Revised Statutes of Nebraska, 1943, relating to Game, Forestation and Parks Commission; to extend the time for granting concessions in state parks and recreation grounds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 655. By J. W. Burbach of Legislative District 14.

A BILL FOR AN ACT to amend sections 53-118, 53-151, 53-153, 53-154, 53-156, 53-157, 53-161, 53-162, 53-164, and 53-172, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to change the procedures for taxation of alcoholic liquors, as prescribed; to change labeling requirements; to repeal the original sections; and to declare an emergency.

Ease

The Legislature was at ease from 5:23 p.m. to 5:56 p.m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 656. By William R. Skarda, Jr. of Legislative District 7.

A BILL FOR AN ACT to amend sections 60-311.03 and 60-330, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registration; to change the standards for local truck classification; to establish a local commercial classification and provide registration fees therefor; and to repeal the original sections.

LEGISLATIVE BILL 657. By George H. Fleming of Legislative District 43.

A BILL FOR AN ACT to amend section 23-107, Reissue Revised Statutes of Nebraska, 1943, relating to sale or lease of public grounds and buildings; to authorize the sale of real estate acquired because of the existence of an old age assistance lien without submitting the matter to the electors; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 658. By John Adams, Sr. of Legislative District 5.

A BILL FOR AN ACT to amend sections 48-301, 48-302, and 48-310, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to prohibit the employment of children under fourteen years of age in a packing house, restaurant, drive-in, or construction project except as prescribed; to limit the hours of employment of children under sixteen years of age in corn or cane fields or construction projects; and to repeal the original sections.

LEGISLATIVE BILL 659. By John Adams, Sr. of Legislative District 5.

A BILL FOR AN ACT to amend sections 48-201, 48-203, and 48-204, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that no female employee shall be required to lift or handle loads in excess of thirty-five pounds in the regular course of her employment; to provide that the restrictions on hours of work of female employees shall apply generally throughout the state; to change the hours of employment of female employees; to provide that such restrictions shall apply to publishing and printing establishments; to increase permit fees; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 660. By Theodore H. McCosh of Legislative District 42 and Ross H. Rasmussen of Legislative District 11.

A BILL FOR AN ACT to amend section 25-2209, Reissue Revised Statutes of Nebraska, 1943, relating to clerks of the district court; to provide that alphabetical card index files may be kept in lieu of the general index and judgment record books with the approval of the district judges; and to repeal the original section.

LEGISLATIVE BILL 661. By Sam Klaver of Legislative District 6 and George Syas of Legislative District 4.

A BILL FOR AN ACT to amend section 32-231, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to increase the salary of the election commissioner and chief deputy commissioner in counties having a population of more than two hundred thousand inhabitants as prescribed; to provide when such increases in salary shall become effective; and to repeal the original section.

LEGISLATIVE BILL 662. By William B. Brandt of Legislative District 2.

A BILL FOR AN ACT relating to liquors; to prescribe the maximum number of retail liquor and beer licenses that may be issued in the State of Nebraska as prescribed.

LEGISLATIVE BILL 663. By Hal Bridenbaugh of Legislative District 13.

A BILL FOR AN ACT to amend section 85-308, Reissue Revised Statutes of Nebraska, 1943, relating to state normal schools; to eliminate authority of state normal schools to give instruction in the arts and sciences generally and to award a degree of bachelor of arts; and to repeal the original section and also section 85-308.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 664. By Willard H. Waldo of Legislative District 21, George A. Knight of Legislative District 18 and Ernest H. Staubitz of Legislative District 34.

A BILL FOR AN ACT to amend section 53-160, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to increase the tax on liquors, including beer; and to repeal the original section.

LEGISLATIVE BILL 665. By William R. Skarda, Jr. of Legislative District 7 and John P. Munnelly of Legislative District 8.

A BILL FOR AN ACT relating to schools; to establish the Nebraska Public School Security Fund and specify its source; to provide that such fund shall be used to cover loss to school districts occasioned by specified hazards; to permit insurance as to other hazards; to provide for determination of loss and appeals therefrom; to provide for payment of loss; to provide for administration under the Board of Educational Lands and Funds; and to provide for rules and regulations.

LEGISLATIVE BILL 666. By George A. Knight of Legislative District 18, J. O. Peck of Legislative District 26 and Marvin E. Stromer of Legislative District 19.

A BILL FOR AN ACT to repeal section 8-417, Reissue Revised Statutes of Nebraska, 1943, relating to industrial loan and investment companies.

LEGISLATIVE BILL 667. By Marvin E. Stromer of Legislative District 19, Fern Hubbard Orme of Legislative District 20 and George A. Knight of Legislative District 18.

A BILL FOR AN ACT to amend sections 23-171 and 23-174, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide comprehensive zoning powers to counties in which is located a city of the primary class; to provide the scope of such authority and the manner of its exercise; and to repeal the original sections.

LEGISLATIVE BILL 668. By Dale Erlewine of Legislative District 37.

A BILL FOR AN ACT to amend section 79-1244, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1243 and 79-1247.01, Revised Statutes Supplement, 1959, relating to education; to redesignate emergency and provisional permits as temporary certificates; to provide that a temporary certificate shall be issued if the applicant and the school having a teaching vacancy for which the applicant is to be hired meets the requirements; to prescribe such requirements; to permit issuance of a temporary certificate to aliens; and to repeal the original sections.

LEGISLATIVE BILL 669. By John P. Munnelly of Legislative District 8 and Joe T. Vosoba of Legislative District 23.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful to defraud the owner of any motor vehicle by agreeing in writing to pay rental for use thereof or to return such vehicle to a particular place or time and failing to carry out the terms thereof; to make it unlawful to abandon a licensed motor vehicle; to provide for prima facie evidence of intent to defruad; and to provide penalties.

LEGISLATIVE BILL 670. By John P. Munnelly of Legislative District 8, Richard D. Marvel of Legislative District 31 and Arnold Ruhnke of Legislative District 22.

A BILL FOR AN ACT relating to labor; to declare policy; to define terms; to define unfair labor practices for employers and labor organizations and representatives; to provide for collective bargaining between employers and representatives of employees; to provide for determination of collective bargaining representatives and elections; to create remedies with reference to unfair labor practices and prescribe procedure for the enforcement thereof; to provide rights of employees; to provide severability; and to declare an emergency.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Munnelly requested unanimous consent to add Harold B. Stryker of Legislative District 17 as co-introducer of LB 670. No objections. So ordered.

MOTION—Vote of Thanks

Mr. President: I move that the Legislature extend a vote of thanks to the girls in the bill drafting office and to the bill drafters for the long hours and excellent job done in preparing the bills. (Signed) John P. Munnelly

The motion prevailed.

Member Excused

Mr. Gerhart was excused for Wednesday, February 1, 1961.

Adjournment

At 6:05 p.m., on a motion by Mr. Stryker, the Legislature adjourned until 11:00 a.m., Wednesday, February 1, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska,
Wednesday, February 1, 1961

Pursuant to adjournment, the Legislature met at 11:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Gerhart who was excused.

Corrections for the Journal

Page 257, line 37, delete "Above" and insert "above".

Page 265, line 31, delete the comma after "assistance" and insert a semicolon.

Page 291, line 4, delete "Departments" and insert "departments".

Page 294, line 32, delete "purchasers" and insert "purchases".

Page 295, line 25, delete "common" and insert "preferred".

Page 318, line 22, delete "sections" and insert "section".

The Journal for the Twentieth Day was approved as corrected.

Communication

Letter from Mrs. Charles Lyon, Secretary, Dix Till & Tell Garden Club of Dix, favoring billboard control along the Interstate Highway.

Visitors

Mr. Knight introduced Mrs. Evelyn Williams, Teacher, thirty students, and two mothers, from Clinton School, Lincoln.

Mr. Nelson introduced Messrs. Whaley, Boshart and Clausen.

Mr. Fleming introduced Mr. Leslie Stull of Alliance.

Mr. Jensen introduced former Senator Dwain Williams, Broken Bow.

UNANIMOUS CONSENTS—Add Co-introducer

Mr. Erlewine requested unanimous consent to add Hal Bridenbaugh of Legislative District 13 as co-introducer of LB 668. No objections. So ordered.

Mrs. Orme requested unanimous consent to add Edwin T. McHugh of Legislative District 3 as co-introducer of LB 437. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

LB 171	Thursday, February 9, 1961	2:00 p.m.
LB 216	Thursday, February 9, 1961	2:00 p.m.
LB 253	Thursday, February 9, 1961	2:00 p.m.

Government and Military Affairs

LB 152	Thursday, February 9, 1961	2:00 p.m.
LB 233	Thursday, February 9, 1961	2:00 p.m.
LB 137	Thursday, February 9, 1961	2:00 p.m.
LB 90	Friday, February 10, 1961	2:00 p.m.
LB 113	Friday, February 10, 1961	2:00 p.m.

Banking, Commerce and Insurance

LB 324	Tuesday, February 7, 1961	2:00 p.m.

Public Works

LB 110	Monday, February 20, 1961	2:00 p.m.
LB 273	Monday, February 20, 1961	2:00 p.m.
LB 297	Monday, February 20, 1961	2:00 p.m.
LB 95	Tuesday, February 21, 1961	2:00 p.m.
LB 313	Tuesday, February 21, 1961	2:00 p.m.

Education

LB 222	Monday, February 13, 1961	2:00 p.m.
LB 232	Monday, February 13, 1961	2:00 p.m.
LB 266	Tuesday, February 14, 1961	2:00 p.m.
LB 292	Tuesday, February 14, 1961	2:00 p.m.

Member's Birthday

Mr. Skarda announced that today was Mr. Munnelly's birthday, and the members sang Happy Birthday to him.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 2. Placed on Select File.

LEGISLATIVE BILL 4. Placed on Select File as amended.

E and R amendment to LB 4:

1. In section 6, line 7, insert a comma after "If" as in the statutes.

LEGISLATIVE BILL 5. Placed on Select File.

LEGISLATIVE BILL 6. Placed on Select File.

LEGISLATIVE BILL 7. Placed on Select File.

LEGISLATIVE BILL 119. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Judiciary

LEGISLATIVE BILL 25. Placed on General File.

LEGISLATIVE BILL 30. Placed on General File.

LEGISLATIVE BILL 31. Placed on General File.

LEGISLATIVE BILL 32. Placed on General File.

LEGISLATIVE BILL 33. Placed on General File.

LEGISLATIVE BILL 34. Placed on General File.

LEGISLATIVE BILL 35. Placed on General File.

LEGISLATIVE BILL 36. Placed on General File.

LEGISLATIVE BILL 37. Placed on General File.

LEGISLATIVE BILL 38. Placed on General File.

LEGISLATIVE BILL 40. Placed on General File.

LEGISLATIVE BILL 41. Placed on General File.

LEGISLATIVE BILL 42. Placed on General File.

LEGISLATIVE BILL 43. Placed on General File.

LEGISLATIVE BILL 44. Placed on General File.

LEGISLATIVE BILL 45. Placed on General File.

LEGISLATIVE BILL 47. Placed on General File.

LEGISLATIVE BILL 48. Placed on General File.

LEGISLATIVE BILL 49. Placed on General File.

LEGISLATIVE BILL 50. Placed on General File.

LEGISLATIVE BILL 51. Placed on General File.

LEGISLATIVE BILL 52. Placed on General File.

LEGISLATIVE BILL 53. Placed on General File.

LEGISLATIVE BILL 54. Placed on General File as amended.

Standing Committee amendments to LB 54:

1. In line 6, after "60-1509" insert "66-313".
2. Amend the title to conform.

LEGISLATIVE BILL 55. Placed on General File.

LEGISLATIVE BILL 56. Placed on General File.

LEGISLATIVE BILL 57. Placed on General File.

LEGISLATIVE BILL 61. Placed on General File.

LEGISLATIVE BILL 62. Placed on General File.

LEGISLATIVE BILL 65. Placed on General File.

LEGISLATIVE BILL 69. Placed on General File.

LEGISLATIVE BILL 72. Placed on General File as amended.

Standing Committee amendments to LB 72:

1. Amend page 3 of the bill by adding a new section to be numbered section 3, reading as follows:

"Sec. 3. That section 21-1210, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

21-1210. Any individual or corporation that has been designated by a foreign corporation as its registered agent for service of process may file with the Secretary of State ~~duplicate signed statements~~ *a written notice, executed in duplicate,* that he or it is unwilling to continue to act as the agent of such foreign corporation for the service of process. The Secretary of State shall file one copy of the ~~statement and approve and return the other copy, which shall be filed in the office of the register of deeds of the county in which the registered office in the state is located~~ *notice and shall forthwith mail the other copy thereof to the* *foreign corporation at its principal office in the state or country under the laws of which it is incorporated as shown by its most recent annual report.* Upon the expiration of thirty days after the filing of such ~~statement~~ *notice* by the Secretary of State, the capacity of such agent shall terminate. Upon the filing of such ~~statement~~ *notice,* the Secretary of State forthwith shall give written notice, by mail, to such foreign corporation of the filing of such ~~statement~~ *notice* and the effect thereof, which notice shall be addressed to such corporation at its principal ~~business~~ office as shown by the records of his office."

2. Strike present section 3 of the bill and insert in lieu thereof the following:

"Sec. 4. That original section 21-1209, Revised Statutes Supplement, 1959, and original section 21-1210, Reissue Revised Statutes of Nebraska, 1943, are repealed."

3. Amend the title of the bill, by inserting before the word "relating" in line 3, the following:

"and section 21-1210, Reissue Revised Statutes of Nebraska, 1943,".

4. Amend the title of the bill, line 10, by striking the same, and inserting in lieu thereof the following:

"fees; to harmonize the provisions thereof with other legislation; and to repeal the original sections."

LEGISLATIVE BILL 73. Placed on General File.

LEGISLATIVE BILL 74. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

Education

LEGISLATIVE BILL 173. Placed on General File.

LEGISLATIVE BILL 179. Placed on General File as amended.

Standing Committee amendments to LB 179:

1. Amend the bill, section 1, line 17, by striking "in", showing the same as stricken, and in the same line, after *"route"* by inserting *"of"*

2. On page 2, Section 1, line 20, insert after the words "Class I" the words "or Class II".

3. Amend the title to conform.

(Signed) George Syas, Chairman

Judiciary

LEGISLATIVE BILL 63. Placed on General File.

LEGISLATIVE BILL 64. Placed on General File.

LEGISLATIVE BILL 66. Placed on General File.

LEGISLATIVE BILL 67. Placed on General File.

LEGISLATIVE BILL 68. Placed on General File.

LEGISLATIVE BILL 70. Placed on General File.

LEGISLATIVE BILL 75. Placed on General File as amended.

Standing Committee amendments to LB 75:

1. Strike all of Line 8, all of Line 9 and the following words in Line 10: "county board may deem proper", and insert in place thereof the word "public".

2. Amend the title to conform.

(Signed) Joe T. Vosoba, Chairman

Revenue

LEGISLATIVE BILL 180. Placed on General File.

LEGISLATIVE BILL 212. Placed on General File.

LEGISLATIVE BILL 174. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Visitors

Mr. Wylie introduced Messrs. Wirges, Bud Baum and Bill Kirkman from Elgin, Mr. Raymond Pelster from Bartlett, and former Senator John G. Donner of Elgin.

MOTION—Easter Vacation

Mr. President: I move that in order to observe Good Friday and Easter Sunday, we adjourn at 12:00 noon on Thursday, March 30, and re-convene on Tuesday, April 4, at 12:00 noon. (Signed) William Moulton

Mr. Adamson moved to amend the Moulton motion so as to adjourn after the Committee Hearings on Thursday, March 30, and to re-convene on Wednesday, April 5.

The Adamson amendment prevailed with 37 ayes, 1 nay, and 5 not voting.

The Moulton motion as amended prevailed.

MOTION—Employees Excused

Mr. President: I move that the Legislative employees be excused wherever possible simultaneously with our Easter vacation. (Signed) William Moulton

The motion prevailed.

Visitor

Mr. Vosoba introduced former Senator Alois Slepicka of Wilber.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 145. Placed on General File.

LEGISLATIVE BILL 147. Placed on General File.

LEGISLATIVE BILL 148. Placed on General File as amended.

Standing Committee amendment to LB 148:

1. Amend the bill, page 2, Section 1, line 19, by inserting the word *"advanced"* immediately following the word "amount".

(Signed) John P. Munnelly, Chairman

UNANIMOUS CONSENT—Add Co-introducers

Mr. Klaver requested unanimous consent to add John P. Munnelly of Legislative District 8 and Fern Hubbard Orme of Legislative District 20 as co-introducers of LB 642. No objections. So ordered.

Reference Committee Report

LB	Committee
434	Judiciary
435	Public Health and Miscellaneous Subjects
436	Public Works
437	Education
438	Revenue
439	Revenue
440	Revenue
441	Banking, Commerce and Insurance

442	Public Health and Miscellaneous Subjects
443	Banking, Commerce and Insurance
444	Public Works
445	Government and Military Affairs
446	Public Works
447	Judiciary
448	Public Works
449	Public Works
450	Agriculture
451	Public Health and Miscellaneous Subjects
452	Public Health and Miscellaneous Subjects
453	Labor and Public Welfare
454	Labor and Public Welfare
455	Government and Military Affairs
456	Public Works
457	Agriculture
458	Public Works
459	Judiciary
460	Labor and Public Welfare
461	Banking, Commerce and Insurance
462	Banking, Commerce and Insurance
463	Judiciary
464	Education
465	Banking, Commerce and Insurance
466	Government and Military Affairs
467	Revenue
468	Judiciary
469	Public Works
470	Government and Military Affairs
471	Banking, Commerce and Insurance
472	Government and Military Affairs
473	Government and Military Affairs
474	Labor and Public Welfare
475	Revenue
476	Government and Military Affairs
477	Banking, Commerce and Insurance
478	Public Health and Miscellaneous Subjects
479	Public Health and Miscellaneous Subjects
480	Public Works
481	Labor and Public Welfare
482	Banking, Commerce and Insurance
483	Public Works
484	Banking, Commerce and Insurance
485	Public Works
486	Revenue
487	Public Health and Miscellaneous Subjects
488	Public Health and Miscellaneous Subjects

489	Revenue
490	Banking, Commerce and Insurance
491	Government and Military Affairs
492	Revenue
493	Judiciary
494	Public Works
495	Banking, Commerce and Insurance
496	Banking, Commerce and Insurance

(Signed) Dwight W. Burney
Chairman

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 85.

A BILL FOR AN ACT to amend section 39-1615, Reissue Revised Statutes of Nebraska, 1943, relating to road improvement districts; to provide that deferred installments of special assessments for road improvement districts shall draw interest at seven per cent per annum; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Gerhart
McHugh
Peck

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Adjournment

At 11:58 a.m., on a motion by Mr. Lautenschlager, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 2, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Jensen who was excused, and Mr. Munnelly who was excused until 9:40 a.m.

The Journal for the Twenty-first Day was approved.

Member Excused

Mr. Jensen was excused for Friday, February 3.

Communication

Letter from Mr. Gerald E. Mason of Orleans relating to the taxation of unimproved land.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 8. Placed on Select File.

LEGISLATIVE BILL 9. Placed on Select File as amended.

E and R amendment to LB 9:

1. In section 2, line 43, insert a comma after "council" as in the statutes.

LEGISLATIVE BILL 10. Placed on Select File.

LEGISLATIVE BILL 11. Placed on Select File.

LEGISLATIVE BILL 13. Placed on Select File.

LEGISLATIVE BILL 14. Placed on Select File as amended.

E and R amendment to LB 14:

1. In section 2, line 22, strike "inclusive", showing the same as stricken.

LEGISLATIVE BILL 15. Placed on Select File.

LEGISLATIVE BILL 16. Placed on Select File.

(Signed) William B. Brandt, Chairman

Government and Military Affairs

LEGISLATIVE BILL 89. Placed on General File as amended.

Standing Committee amendments to LB 89:

1. Amend line 37 by striking the comma and the word "or", and by inserting a semi-colon.
2. Amend line 39 by inserting after the partial word "-ment" a comma and the words "or by requiring the execution of a contract with the city insuring the installation of such improvements;"
3. Amend lines 39 and 40 by striking the words "public purposes" and inserting in lieu thereof the words "adequate streets, drainage ways, and easements for sewers and utilities. All such requirements for improvements shall operate uniformly throughout the area of jurisdiction of said city."
4. Amend line 52 by striking the period, and inserting the following words "or until a contract has been executed insuring the installation of such improvements."
5. Amend the title to conform.

LEGISLATIVE BILL 94. Placed on General File as amended.

Standing Committee amendments to LB 94:

1. Amend line 8, Section 2, by reinserting the stricken words.
2. Amend lines 13 through 15, Section 2, by reinserting the stricken words, and adding the words "until warrants are issued in payment of the contract price."
3. Amend the title to conform.

(Signed) Kenneth L. Bowen, Chairman

Enrollment and Review

LEGISLATIVE BILL 85. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Budget

LEGISLATIVE BILL 123. Placed on General File.

LEGISLATIVE BILL 237. Placed on General File.

LEGISLATIVE BILL 149. Placed on General File.

(Signed) Richard D. Marvel, Chairman

Education

LEGISLATIVE BILL 182. Placed on General File.

LEGISLATIVE BILL 183. Placed on General File as amended.

Standing Committee amendments to LB 183:

1. Amend the bill, Section 1, Line 5 by striking the word *"eighty"* and inserting in lieu thereof the word *"sixty"*.
2. Amend the title to conform.

(Signed) George Syas, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 85

Visitors

Mr. Thompson introduced fifteen students from the National Business Institute of Lincoln.

Higher Education Committee Report

Mr. Marvel, Chairman of the Interim Legislative Committee on Higher Education, distributed copies of the final reports of the Committee and discussed the recommendations contained therein.

Speaker Thompson Presiding

MOTION—Accept Report

Mr. President: I move that the report of the Legislative Committee on Higher Education be accepted. (Signed) Richard D. Marvel

The motion prevailed.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 234. Placed on General File.

(Signed) John P. Munnelly, Chairman

SELECT FILE

LEGISLATIVE BILL 2. Advanced to E and R for engrossment.

LEGISLATIVE BILL 4. E and R amendment found in the Legislative Journal for the Twenty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 5. Advanced to E and R for engrossment.

LEGISLATIVE BILL 6. Advanced to E and R for engrossment.

LEGISLATIVE BILL 7. Advanced to E and R for engrossment.

Visitors

Mr. Forrester introduced Mrs. Eileen Gerdes who is with the Department of Special Education.

Mr. Stalder introduced Mr. Evan Van Zant, Superintendent; Mrs. Fred Regnier, instructor; and thirty seniors from Humboldt High School.

GENERAL FILE

LEGISLATIVE BILL 58. Considered.

President Burney Presiding

Mr. Nelson moved that LB 58 be indefinitely postponed.

The motion prevailed with 34 ayes, 6 nays, and 3 not voting.

UNANIMOUS CONSENT—Withdraw LB 414

Mr. Forrester requested unanimous consent to withdraw LB 414. Request pending. Laid over.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Stromer requested unanimous consent to add the name of Michael P. Russillo of Legislative District 9 as co-introducer of LB 521. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 164. Considered.

Mr. Ruhnke offered the following amendments:

1. In Section 1, Line 7 re-instate the stricken material.

2. In Section 1, Line 25 add the following sentence as new material: *In no instance shall the total amount of state aid and the per pupil cost provided for in Section 43-609 exceed the per pupil cost of the special education program of the servicing district.*

Amendments pending.

Laid over at the request of Mr. Waldo.

LEGISLATIVE BILL 163. Laid over at the request of Mr. Waldo.

LEGISLATIVE BILL 88. Bracketed at the request of Mr. Ruhnke.

LEGISLATIVE BILL 150. Read and considered.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 151. Read and considered.

Advanced to E and R for review with 38 ayes, 0 nays, and 5 not voting.

Visitors

Mr. Romans introduced Mr. and Mrs. Leonard Jacobs and Mr. and Mrs. Leonard Edwards of North Loup, and Mr. and Mrs. Jay Auble of Ord.

Mr. Claussen introduced his granddaughter, Miss Rosaline Mohnsen, of Leigh.

LEGISLATIVE BILL 124. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Nineteenth Day were adopted.

Mr. Ruhnke offered the following amendments which were adopted:

1. Amend the bill page 4 by adding a new section immediately after section 7 to be known as section 8 and to read as follows:

"Sec. 8. *For the purpose of securing necessary legal advice and legal services, a district superintendent shall be entitled to call upon the county attorney in the district who would have been obligated to provide such advice and services in the particular situation if there were a county superintendent rather than a district superintendent.*".

2. Amend the bill by renumbering section 8 to 10 as section 9 to 11 respectively.

3. Amend the title to conform.

Advanced to E and R for review with 39 ayes, 0 nays, and 4 not voting.

Visitors

Mr. Diers introduced Mr. Hartman, a University of Nebraska student from Seward.

Mr. Vosoba introduced Messrs. Clarence Gausman, Donald Rezabek, and Audolph Freeouf from Dorchester.

Mr. Russillo introduced Mr. Paul S. Krueger of Fort Calhoun and Mr. Merrill Heintt of Omaha.

UNANIMOUS CONSENT—Exchange Hearing Rooms

Mr. Burbach requested unanimous consent for permission for the Government Committee and the Revenue Committee to exchange hearing rooms for this afternoon to permit the Revenue Committee to use the East Senate Chamber. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 83. Read and considered.

Mr. Bowen offered the following amendment which was adopted:

1. Amend the title to conform.

Mr. Bowen moved that LB 83 be advanced to E and R for review.

Mr. Peck moved the previous question. The motion prevailed with 37 ayes, 1 nay, and 5 not voting.

The Bowen motion prevailed with 35 ayes, 6 nays, and 2 not voting, and LB 83 was advanced to E and R for review.

Visitors

Mr. Vosoba introduced Mrs. Leo Sysel and eight students from District 52, Saline County.

LEGISLATIVE BILL 116. Read and considered.

Mr. Burbach offered the following amendments which were adopted:

1. Amend section 1 of the bill, line 19, by inserting after the comma, *"or otherwise"*, and in line 21, after the comma, strike the remainder of section 1 and show the same as stricken matter and insert, *"that he is not delinquent in payment of any personal taxes, and by exhibiting a certificate by the county assessor that said motorboat has been properly assessed for the year in which application for registration is made"*.

2. Amend the title to conform.

Advanced to E and R for review with 40 ayes, 0 nays, and 3 not voting.

UNANIMOUS CONSENT—Meeting of Committee Chairmen

Mr. Thompson requested unanimous consent to call a meeting of the Chairmen of the Standing Committees in the West Senate Chamber at 1:30 p.m., today. No objections. So ordered.

Member Excused

Mr. Webb was excused for Friday, February 3.

Visitors

Mr. Brandt introduced Mr. Harry Janssen of Syracuse.

Mr. Rasmussen introduced Mr. A. H. Story, Vice President of the National Izaac Walton League, Mr. Roy Carlstrom, President of the State Izaac Walton League, of Fremont, Mr. Phil Haese of Wisconsin, and Betty Noerrlinger of Fremont.

UNANIMOUS CONSENT—Appreciation

Mr. Moulton requested unanimous consent to have the Clerk of the Legislature write a note of thanks to the American Legion Post #3 of Lincoln for the dinner last night. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 138. Read and considered.

Mr. Bowen Presiding

Laid over at the request of Mr. Lautenschlager.

Member Excused

Mr. Kjar was excused for Friday, February 3.

LEGISLATIVE BILL 142. Read and considered.

Mr. Staubitz offered the following amendment which was adopted:

1. Amend the bill, Section 6, line 15, by striking "or" and inserting in lieu thereof "of".

Laid over at the request of Mr. Lautenschlager.

President Burney Presiding

Reference Committee Report

LB	Committee
497	Government and Military Affairs
498	Agriculture
499	Government and Military Affairs
500	Revenue
501	Public Health and Miscellaneous Subjects
502	Agriculture
503	Public Works
504	Public Works
505	Judiciary
506	Judiciary
507	Judiciary
508	Revenue
509	Public Works
510	Education
511	Public Works

512	Public Works
513	Labor and Public Welfare
514	Education
515	Public Health and Miscellaneous Subjects
516	Government and Military Affairs
517	Public Health and Miscellaneous Subjects
518	Government and Military Affairs
519	Public Works
520	Public Health and Miscellaneous Subjects
521	Public Health and Miscellaneous Subjects
522	Public Works
523	Public Works
524	Public Works
525	Education
526	Education
527	Public Health and Miscellaneous Subjects
528	Public Works
529	Revenue
530	Revenue
531	Public Works
532	Judiciary
533	Banking, Commerce and Insurance

(Signed) Dwight W. Burney
Chairman

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LB 177	Wednesday, February 8, 1961	2:00 p.m.
LB 291	Wednesday, February 8, 1961	2:00 p.m.
LB 334	Wednesday, February 8, 1961	2:00 p.m.

Banking, Commerce and Insurance

LB 321	Tuesday, February 7, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 99. Placed on General File as amended.

Standing Committee amendments to LB 99:

1. Amend line 12, Sec. 1, by inserting the word "or" between the words "urine" and "breath".

2. Amend line 13, Sec. 1, by striking the words "or saliva."

3. Amend lines 28 and 29, Sec. 1, by striking the words "blood, spinal fluid, or urine," and inserting in lieu the words "body fluid."

4. Amend line 7, Sec. 2, by inserting the word "or" between the words "urine" and "breath" and by striking the words "or saliva."

5. Amend line 5, Sec. 3, by inserting the word "or" between the words "urine" and "breath."

6. Amend line 6, Sec. 3, by striking the words "or saliva."

7. Amend lines 11 and 12, Sec. 3, by inserting the word "or" between the words "urine" and "breath", and by striking the words "or saliva."

8. Amend the title to conform.

(Signed) Sam Klaver, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 165. Placed on General File.

(Signed) Jack Romans, Chairman

UNANIMOUS CONSENT—Cancel Hearing on LB 320

Mr. Russillo, with the consent of the Chairman of the Banking, Commerce and Insurance Committee, requested unanimous consent to cancel the hearing on LB 320 which was set for Tuesday, February 7, until a later date. No objections. So ordered.

Adjournment

At 12:00 noon, on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 3, 1961

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Jensen, Kjar and Webb who were excused, and Messrs. Munnelly and Skarda who were excused until 9:20 a.m.

Corrections for the Journal

Page 338, line 13, delete "Legis-" and insert "Legislative".

The Journal for the Twenty-second Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

LB 127	Wednesday, February 15, 1961	2:00 p.m.
LB 205	Wednesday, February 15, 1961	2:00 p.m.
LB 299	Wednesday, February 15, 1961	2:00 p.m.
LB 267	Thursday, February 16, 1961	2:00 p.m.
LB 271	Thursday, February 16, 1961	2:00 p.m.
LB 207	Thursday, February 16, 1961	2:00 p.m.
LB 283	Thursday, February 16, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on February 2, 1961, at 4:30 p.m.: LB 85

(Signed) Martha Haines
Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 17. Placed on Select File.

LEGISLATIVE BILL 18. Placed on Select File.

LEGISLATIVE BILL 19. Placed on Select File.

LEGISLATIVE BILL 20. Placed on Select File.

LEGISLATIVE BILL 21. Placed on Select File.

LEGISLATIVE BILL 22. Placed on Select File as amended.

E and R amendment to LB 22:

1. In section 8, line 51, insert *"the time"* after "after".

(Signed) William B. Brandt, Chairman

MOTION—Introduce Bill

Mr. President: I move that the Committee on Budget be permitted to introduce a bill which carries a deficiency appropriation of $11,350.00 to pay travel expenses of the district court judges for the remainder of the current biennium. This is necessary because the 1959 budget bill did not take account of the increase in mileage from 6c to 8c when making appropriations for the district court judges. (Signed) Richard D. Marvel, Chairman, Budget Committee

Permission to introduce the bill granted with 33 ayes, 0 nays, and 10 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 671. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to appropriate the sum of eleven thousand three hundred fifty dollars to aid in defraying traveling expenses of district judges for the biennium ending June 30, 1961; and to declare an emergency.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Budget be permitted to introduce a bill which asks for a deficiency appropriation of $1,000 to pay travel expenses of district court reporters for the rest of the current biennium. This is necessary because the 1959 budget bill did not take account of the additional travel which would be necessary for the court reporters during the 1959-61 biennium. (Signed) Richard D. Marvel, Chairman, Budget Committee

Permission to introduce the bill granted with 33 ayes, 0 nays, and 10 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 672. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to appropriate the sum of one thousand dollars to aid in defraying traveling expenses of court reporters for the biennium ending June 30, 1961; and to declare an emergency.

UNANIMOUS CONSENT—Withdraw LB 414

Mr. Forrester renewed his pending request found in the Legislative Journal for the Twenty-second Day to withdraw LB 414. There were no objections and the bill was withdrawn.

Visitors

Mr. Waldo introduced Mrs. Carol Duitsman, Mrs. Louis Buss, Mr. and Mrs. Henry Parde, Mr. and Mrs. Willie Meints, and thirteen students from District 44, Hartzell.

Mr. Moulton Presiding

SELECT FILE

LEGISLATIVE BILL 8. Advanced to E and R for engrossment.

LEGISLATIVE BILL 9. E and R amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 10. Advanced to E and R for engrossment.

LEGISLATIVE BILL 11. Advanced to E and R for engrossment.

LEGISLATIVE BILL 13. Advanced to E and R for engrossment.

LEGISLATIVE BILL 14. E and R amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 15. Advanced to E and R for engrossment.

LEGISLATIVE BILL 16. Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 164. Laid over temporarily.

LEGISLATIVE BILL 163. Laid over.

LEGISLATIVE BILL 138. Laid over.

LEGISLATIVE BILL 142. Laid over.

LEGISLATIVE BILL 25. Laid over.

LEGISLATIVE BILL 30. Laid over.

LEGISLATIVE BILL 31. Reading waived. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 32. Laid over.

LEGISLATIVE BILL 33. Laid over.

LEGISLATIVE BILL 34. Reading waived. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 35. Reading waived. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 36. Reading waived. Considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

LEGISLATIVE BILL 37. Laid over.

LEGISLATIVE BILL 38. Reading waived. Considered.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 40. Reading waived. Considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitor

Mr. Stalder introduced Mr. Duane Buerstella of Tecumseh.

LEGISLATIVE BILL 41. Laid over.

LEGISLATIVE BILL 42. Laid over.

LEGISLATIVE BILL 43. Laid over.

LEGISLATIVE BILL 44. Laid over.

LEGISLATIVE BILL 45. Laid over.

LEGISLATIVE BILL 47. Laid over.

LEGISLATIVE BILL 48. Laid over.

LEGISLATIVE BILL 49. Laid over.

LEGISLATIVE BILL 50. Laid over.

LEGISLATIVE BILL 51. Laid over.

LEGISLATIVE BILL 52. Laid over.

LEGISLATIVE BILL 53. Laid over.

LEGISLATIVE BILL 54. Laid over.

LEGISLATIVE BILL 55. Reading waived. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

Visitor

Mr. Bowen introduced Mr. Albert Sindt, Director of Franklin County Public Power District.

Member Excused

Mr. McHugh was excused for February 6, 7, and 8.

LEGISLATIVE BILL 56. Reading waived. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

Visitors

Mr. Adamson introduced Mr. Jack Fuhr of Hay Springs.

Mr. Lautenschlager introduced Mr. Duane Plucknett, Mrs. John, and forty-four students from Wood River Seventh and Eighth Grades.

Mr. Peck introduced Mr. and Mrs. Edw. Kelley and Mr. and Mrs. Herman Wolf of Columbus.

LEGISLATIVE BILL 57. Read and considered.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 61. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Visitors

Speaker Thompson introduced Mr. and Mrs. Harold E. Cook, Mr. and Mrs. Joseph Cook, and Senator Roy Cook from Edgerton, Minnesota.

Mr. Bridenbaugh introduced his wife, his son, Stanley, and his grandson, David.

LEGISLATIVE BILL 62. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 65. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 69. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

Visitor

Mr. Forrester introduced Mr. Raymond D. Mesner of Central City.

LEGISLATIVE BILL 72. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-first Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Speaker Thompson Presiding

LEGISLATIVE BILL 73. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitor

Mr. Marvel introduced his sister-in-law, Mrs. Jack Marvel of Hastings.

LEGISLATIVE BILL 74. Read and considered.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

President Burney Presiding

Visitors

Mr. Erlewine introduced Messrs. Ernest Holscher of Ogallala, Glen Carothers of Elsie, Ray Goedert of Sutherland, and Roy Turhune of Paxton.

Mr. Ruhnke introduced Mr. Marlowe Westerhoff of Alexandria.

Mr. Forrester introduced Mr. Don Albin of Broken Bow.

LEGISLATIVE BILL 164. Considered.

The pending Ruhnke amendments found in the Legislative Journal for the Twenty-second Day were adopted with 32 ayes, 2 nays, and 9 not voting.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 173. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Knight introduced Messrs. Ken Harvey, Herb Meile, Edwin Cassen, and Jack Harvey of Omaha.

LEGISLATIVE BILL 179. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-first Day were adopted.

Laid over until Tuesday, February 7, at the request of Mr. Waldo.

LEGISLATIVE BILL 63. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 64. Read and considered.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 66. Read and considered.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 67. Read and considered.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 68. Laid over.

Reference Committee Report

LB	Committee
534	Judiciary
535	Agriculture
536	Banking, Commerce and Insurance
537	Government and Military Affairs
538	Government and Military Affairs

539	Government and Military Affairs
540	Government and Military Affairs
541	Government and Military Affairs
542	Public Works
543	Labor and Public Welfare
544	Revenue
545	Public Works
546	Revenue
547	Public Works
548	Government and Military Affairs
549	Labor and Public Welfare
550	Labor and Public Welfare
551	Public Works
552	Agriculture
553	Judiciary
554	Public Health and Miscellaneous Subjects
555	Public Works
556	Banking, Commerce and Insurance
557	Revenue
558	Public Works
559	Judiciary
560	Revenue
561	Revenue
562	Public Health and Miscellaneous Subjects
563	Public Health and Miscellaneous Subjects
564	Labor and Public Welfare
565	Revenue
566	Public Works
567	Revenue
568	Banking, Commerce and Insurance
569	Banking, Commerce and Insurance
570	Banking, Commerce and Insurance
571	Revenue
572	Agriculture
573	Revenue
574	Public Works
575	Revenue
576	Public Health and Miscellaneous Subjects
577	Agriculture
578	Banking, Commerce and Insurance
579	Banking, Commerce and Insurance
580	Banking, Commerce and Insurance
581	Budget
582	Agriculture
583	Public Works
584	Public Health and Miscellaneous Subjects

585	Agriculture
586	Agriculture
587	Agriculture
588	Banking, Commerce and Insurance
589	Banking, Commerce and Insurance
590	Banking, Commerce and Insurance
591	Revenue
592	Government and Military Affairs
593	Public Works
594	Public Works
595	Public Works
596	Education
597	Revenue
598	Revenue
599	Public Works
600	Revenue
601	Agriculture
602	Judiciary
603	Education
604	Revenue
605	Public Works
606	Public Works
607	Government and Military Affairs
608	Banking, Commerce and Insurance
609	Public Health and Miscellaneous Subjects
610	Public Works
611	Revenue
612	Labor and Public Welfare
613	Public Works
614	Government and Military Affairs
615	Labor and Public Welfare
616	Revenue
617	Banking, Commerce and Insurance
618	Banking, Commerce and Insurance
619	Public Works
620	Banking, Commerce and Insurance
621	Labor and Public Welfare
622	Public Works
623	Labor and Public Welfare
624	Government and Military Affairs
625	Labor and Public Welfare
626	Banking, Commerce and Insurance
627	Public Health and Miscellaneous Subjects
628	Revenue
629	Labor and Public Welfare
630	Government and Military Affairs

631	Education
632	Banking, Commerce and Insurance
633	Public Works
634	Public Works
635	Public Works
636	Revenue
637	Judiciary
638	Government and Military Affairs
639	Public Health and Miscellaneous Subjects
640	Public Health and Miscellaneous Subjects
641	Public Works
642	Labor and Public Welfare
643	Banking, Commerce and Insurance
644	Government and Military Affairs
645	Revenue
646	Revenue
647	Government and Military Affairs
648	Labor and Public Welfare
649	Labor and Public Welfare
650	Banking, Commerce and Insurance
651	Public Works
652	Public Works
653	Labor and Public Welfare
654	Agriculture
655	Revenue
656	Public Works
657	Judiciary
658	Labor and Public Welfare
659	Labor and Public Welfare
660	Judiciary
661	Revenue
662	Government and Military Affairs
663	Education
664	Revenue
665	Banking, Commerce and Insurance
666	Banking, Commerce and Insurance
667	Government and Military Affairs
668	Education
669	Judiciary
670	Labor and Public Welfare

(Signed) Dwight W. Burney
Chairman

UNANIMOUS CONSENT—Bracket LB 33

Mr. Russillo requested unanimous consent to bracket LB 33 on General File until further notice pending committee action on another bill pertaining to the same subject. No objections. So ordered.

Announcement

Mr. Waldo announced that he is having distributed to each member, a copy of the Nebraska Weed Control Bulletin.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 274	Friday, February 10, 1961	2:00 p.m.
LB 322	Friday, February 10, 1961	2:00 p.m.

Visitor

Mr. Forrester introduced Mr. William Roalp of Plymouth.

Adjournment

At 11:55 a.m., on a motion by Mr. Diers, the Legislature adjourned until 10:00 a.m. Monday, February 6, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 6, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Bridenbaugh, McHugh, and Romans who were excused, and Mr. Munnelly who was excused until 10:30 a.m.

The Journal for the Twenty-third Day was approved.

Communications

Postal card from Mrs. G. R. Minnig, Columbus, opposing a sales tax.

Letter signed Citizens for Nebraska, Lincoln, enclosing fifty dollars to encourage the committee to consider measures suggested in a previous letter. Referred to the Committee on Judiciary.

Letter from Dr. E. A. Rogers, Director of Health, regarding Atomic Development Activities. Referred to the Committee on Public Health and Miscellaneous Subjects.

MOTION—Expression of Sympathy

Mr. President: I move that an expression of sympathy and hope for a speedy recovery be sent to Mrs. J. F. McLain who is in the hospital in Rochester, Minnesota. (Signed) George A. Knight

The motion prevailed.

Member Excused

Mr. Romans was excused for Tuesday, February 7.

MOTION—Return Money

Mr. President: I move that the Clerk of the Legislature be directed to try to locate through the newspapers, the sender of the money which was forwarded by the Citizens for Nebraska, so that it may be returned. (Signed) Joe T. Vosoba

The motion prevailed.

Visitor

Mr. Marvel introduced Mr. Bernard Keller, Board of Christian Education, National Presbyterian Church Headquarters, Philadelphia, Pennsylvania.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 23. Placed on Select File as amended.

E and R amendments to LB 23:

1. In section 2, line 5, page 2, strike *"of each even-numbered year"* and insert *", 1962"*.

2. In section 6, line 35, page 6 insert *"either (a)"* after the comma; and in the same line, strike "(a)", showing the same as stricken.

3. In section 15, line 19, page 15, strike "of", showing the same as stricken, and insert *"or as to candidates to be elected from"*.

LEGISLATIVE BILL 24. Placed on Select File.

(Signed) William B. Brandt, Chairman

Government and Military Affairs

LEGISLATIVE BILL 84. Placed on General File.

LEGISLATIVE BILL 86. Placed on General File.

LEGISLATIVE BILL 87. Placed on General File.

(Signed) Kenneth L. Bowen, Chairman

Reference Committee Report

LB	Committee
671	Budget
672	Budget

(Signed) Dwight W. Burney
Chairman

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 119.

A BILL FOR AN ACT to amend section 79-1239, Revised Statutes Supplement, 1959, relating to schools; to provide certification of teachers registering their certificate; to provide for certification of teachers failing to register their certificates and the effect thereof; to provide additional time for certification; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Adams
Bridenbaugh
McHugh
Munnelly
Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 17. Advanced to E and R for engrossment.

LEGISLATIVE BILL 18. Advanced to E and R for engrossment.

LEGISLATIVE BILL 19. Advanced to E and R for engrossment.

LEGISLATIVE BILL 20. Advanced to E and R for engrossment.

LEGISLATIVE BILL 21. Advanced to E and R for engrossment.

LEGISLATIVE BILL 22. E and R amendment found in the Legislative Journal for the Twenty-third Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 163.

Mr. Waldo requested unanimous consent to withdraw LB 163. Request pending. Laid over.

LEGISLATIVE BILL 138. Considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 142. Considered.

Mr. Staubitz offered the following amendment which was adopted:

1. In Section 3, Line 6, strike "one-fifty" and insert in lieu thereof "one-fifth".

Laid over at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 25. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 30. Reading waived. Considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 32. Reading waived. Considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 37. Reading waived. Considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 41. Reading waived. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

Speaker Thompson Presiding

Visitors

Mr. Stalder introduced Mr. Mannschreck of Cook.

Mr. Kjar introduced Mr. Alden Johnson of Gothenburg.

LEGISLATIVE BILL 42. Reading waived. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 43. Reading waived. Considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitor

Mr. Ruhnke introduced Mr. W. O. Mannschreck of Hubbell.

LEGISLATIVE BILL 44. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 45. Reading waived. Considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

LEGISLATIVE BILL 47. Reading waived. Considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 48. Reading waived. Considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 49. Reading waived. Considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 50. Reading waived. Considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 51. Reading waived. Considered.

Advanced to E and R for review with 31 ayes, 1 nay, and 11 not voting.

LEGISLATIVE BILL 52. Reading waived. Considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 53. Reading waived. Considered.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. McCosh introduced Messrs. Walter Reed of Morrill, and Robert Anderson of Henry.

LEGISLATIVE BILL 54. Reading waived. Considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-first Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 68. Read and considered.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 70. Reading waived. Considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 75. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-first Day were adopted.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

President Burney Presiding

Visitors

Mr. Forrester introduced Messrs. Glen Pollard and G. W. Turner of Milburn.

Mr. Peck introduced Mr. Raymond Reed of Columbus, and Mr. D. J. DeBoer of Columbus.

LEGISLATIVE BILL 180. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 212. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 145. Read and considered.

Laid over until Wednesday, February 8, 1961, at the request of Mr. Klaver.

UNANIMOUS CONSENT—Re-refer Bills

Mr. Ruhnke requested unanimous consent to have LB 509 and LB 511 re-referred from the Public Works Committee to the Public Health and Miscellaneous Subjects Committee. No objections. So ordered.

UNANIMOUS CONSENT—Exchange Hearing Rooms

Mr. Jensen requested unanimous consent for permission for the Agriculture Committee and the Labor and Public Welfare Committee to exchange hearing rooms for Wednesday, February 8, 1961, to permit the Agriculture Committee to hold their hearing in the East Senate Chamber. The Labor and Public Welfare Committee will meet in the West Senate Lounge. No objections. So ordered.

Visitors

Mr. Brandt introduced Mr. and Mrs. Gerald Moore of Nemaha.

NOTICE OF COMMITTEE HEARINGS

Education

LB 362	Monday, February 27, 1961	2:00 p.m.
LB 405	Monday, February 27, 1961	2:00 p.m.

Agriculture

LB 236	Wednesday, February 15, 1961	2:00 p.m.
LB 280	Wednesday, February 15, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 4. Correctly engrossed.

(Signed) William B. Brandt, Chairman

MOTION—Place LB 174 on General File

Mr. President: I move that LB 174 be placed on General File. (Signed) Lewis Webb

Motion pending.

UNANIMOUS CONSENT—Re-refer LB 502

Mr. Vosoba requested unanimous consent to have LB 502 re-referred from the Agriculture Committee to the Judiciary Committee. No objections. So ordered.

Adjournment

At 11:58 a.m., on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 7, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by Mr. Webb.

The roll was called and all members were present except Messrs. McHugh and Romans, who were excused.

The Journal for the Twenty-fourth Day was approved.

MESSAGE FROM THE GOVERNOR

February 7, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your Honorable Body that on February 6, 1961, he approved LB 85.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

FBM:jf

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

LB 230	Wednesday, February 22, 1961	2:00 p.m.
LB 268	Wednesday, February 22, 1961	2:00 p.m.
LB 304	Wednesday, February 22, 1961	2:00 p.m.
LB 319	Thursday, February 23, 1961	2:00 p.m.
LB 326	Thursday, February 23, 1961	2:00 p.m.
LB 329	Thursday, February 23, 1961	2:00 p.m.

LB 333	Thursday, February 23, 1961	2:00 p.m.
LB 335	Thursday, February 23, 1961	2:00 p.m.
LB 358	Wednesday, March 1, 1961	2:00 p.m.
LB 366	Wednesday, March 1, 1961	2:00 p.m.
LB 367	Wednesday, March 1, 1961	2:00 p.m.
LB 404	Thursday, March 2, 1961	2:00 p.m.
LB 410	Thursday, March 2, 1961	2:00 p.m.
LB 420	Thursday, March 2, 1961	2:00 p.m.

Education

LB 305	Monday, February 20, 1961	2:00 p.m.
LB 306	Monday, February 20, 1961	2:00 p.m.
LB 308	Tuesday, February 21, 1961	2:00 p.m.
LB 309	Tuesday, February 21, 1961	2:00 p.m.
LB 254	Tuesday, February 28, 1961	2:00 p.m.
LB 351	Tuesday, February 28, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 26. Placed on Select File.

LEGISLATIVE BILL 27. Placed on Select File.

LEGISLATIVE BILL 28. Placed on Select File.

LEGISLATIVE BILL 29. Placed on Select File as amended.

E and R amendment to LB 29:

1. In section 8, line 8, page 6, strike the period.

LEGISLATIVE BILL 59. Placed on Select File.

LEGISLATIVE BILL 131. Placed on Select File.

LEGISLATIVE BILL 112. Placed on Select File as amended.

E and R amendments to LB 112:

1. In section 3, line 6, page 2, insert "*he*" after "*and*".

2. In section 5, line 20, page 4, strike "State", showing the same as stricken.

3. Add a new section to be known as section 7 and to read as follows: "Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

4. In the title, line 8, strike "and"; and in line 8, after "section" insert "; and to declare an emergency".

LEGISLATIVE BILL 2. Correctly engrossed.

LEGISLATIVE BILL 5. Correctly engrossed.

LEGISLATIVE BILL 6. Correctly engrossed.

LEGISLATIVE BILL 8. Correctly engrossed.

LEGISLATIVE BILL 119. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 135. Indefinitely postponed.

LEGISLATIVE BILL 143. Indefinitely postponed.

LEGISLATIVE BILL 252. Placed on General File.

(Signed) Sam Klaver, Chairman

Government and Military Affairs

LEGISLATIVE BILL 82. Placed on General File.

LEGISLATIVE BILL 108. Placed on General File.

LEGISLATIVE BILL 109. Placed on General File.

(Signed) Kenneth L. Bowen, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 119

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 166. Placed on General File as amended.

Standing Committee amendments to LB 166:

1. Amend section 1 of the bill, lines 9 and 12 by striking "ninety days" and inserting "nine months".

2. Amend the title, line 4 by striking "1961" and inserting "1960".

(Signed) J. W. Burbach, Chairman

Member Excused

Mr. Nelson was excused at 9:20 a.m. for a short period.

MOTION—Place LB 174 on General File

Mr. Webb renewed his pending motion found in the Legislative Journal for the Twenty-fourth Day to place LB 174 on General File.

The motion prevailed with 28 ayes, 9 nays, and 6 not voting.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 302	Wednesday, February 15, 1961	2:00 p.m.
LB 342	Wednesday, February 15, 1961	2:00 p.m.
LB 447	Wednesday, February 15, 1961	2:00 p.m.
LB 506	Wednesday, February 15, 1961	2:00 p.m.
LB 385	Thursday, February 16, 1961	2:00 p.m.
LB 386	Thursday, February 16, 1961	2:00 p.m.
LB 387	Thursday, February 16, 1961	2:00 p.m.
LB 242	Friday, February 17, 1961	2:00 p.m.
LB 243	Friday, February 17, 1961	2:00 p.m.
LB 244	Friday, February 17, 1961	2:00 p.m.
LB 245	Friday, February 17, 1961	2:00 p.m.
LB 247	Friday, February 17, 1961	2:00 p.m.
LB 384	Friday, February 17, 1961	2:00 p.m.

SELECT FILE

LEGISLATIVE BILL 23. E and R amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 24. Laid over.

GENERAL FILE

LEGISLATIVE BILL 179. Considered.

Mr. Stryker offered the following amendment which was adopted:

1. Amend section 1, line 17, by striking *"an established"* and inserting in lieu thereof *"a school"*.

Advanced to E and R for review with 26 ayes, 2 nays, and 15 not voting.

Speaker Thompson Presiding

LEGISLATIVE BILL 163.

Mr. Waldo renewed his pending request found in the Legislative Journal for the Twenty-fourth Day to withdraw LB 163. There were no objections and the bill was withdrawn.

LEGISLATIVE BILL 142. Laid over at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 147. Read and considered.

Laid over until Monday, February 13, at the request of Mr. Munnelly.

LEGISLATIVE BILL 148. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-first Day was adopted.

Laid over until Monday, February 13, at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 89. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

Visitor

Mr. McCosh introduced Mr. Jerry Adams of Imperial.

Mr. Vosoba Presiding

LEGISLATIVE BILL 94. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 123. Read and considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 237. Read and considered.

Advanced to E and R for review with 38 ayes, 0 nays, and 5 not voting.

Speaker Thompson Presiding

LEGISLATIVE BILL 149. Laid over until Tuesday, February 14, at the request of Mr. Gerdes.

LEGISLATIVE BILL 182. Read and considered.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 183. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Mr. Stryker moved to reconsider the action on the adoption of the Standing Committee amendments.

Motion pending.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 76. Indefinitely postponed.

LEGISLATIVE BILL 77. Placed on General File.

LEGISLATIVE BILL 78. Placed on General File.

(Signed) William B. Brandt, Acting Chairman

LEGISLATIVE BILL 79. Placed on General File.

LEGISLATIVE BILL 80. Indefinitely postponed.

LEGISLATIVE BILL 92. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

LEGISLATIVE BILL 139. Indefinitely postponed.

LEGISLATIVE BILL 203. Indefinitely postponed.

(Signed) William B. Brandt, Acting Chairman

LEGISLATIVE BILL 141. Placed on General File.

(Signed) Peter H. Claussen, Acting Chairman

LEGISLATIVE BILL 121. Placed on General File as amended.

Standing Committee amendments to LB 121:

1. In section 1, line 1, strike the word "fails" and substitute in place thereof the words "willfully refuses".

2. Add two new sections, to be known as sections 2 and 3, as follows:

"Sec. 2. Every telephone directory compiled and distributed to subscribers shall contain a notice explaining section 1 of this act, such notice to be printed in type which is no smaller than any other type on the same page, other than headings, and to be preceded by the word "warning". The provisions of this section shall not apply to directories distributed solely for business advertising purposes, commonly known as classified directories.

Sec. 3. Any person, firm or corporation providing telephone service which distributes or causes to be distributed in this state copies of a telephone directory which is subject to the provisions of this act and which do not contain the notice provided for by section 2 of this act shall be guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine of not less than ten dollars nor more than one hundred dollars."

3. Amend the title to conform.

(Signed) Joe T. Vosoba, Chairman

Education

LEGISLATIVE BILL 210. Placed on General File as amended.

Standing Committee amendments to LB 210:

1. Section 1, line 27, after the word "revoked", insert the words "or suspended".

2. Amend title to conform.

(Signed) George Syas, Chairman

MOTION—Adjourn

Mr. President: I move we adjourn. (Signed) William R. Skarda, Jr.

The motion lost with 10 ayes, 21 nays, and 12 not voting.

GENERAL FILE

LEGISLATIVE BILL 183. Considered.

The pending Stryker motion found in this Day's Journal to reconsider action on adoption of the Standing Committee amendments lost with 17 ayes, 22 nays, and 4 not voting.

Advanced to E and R for review with 37 ayes, 1 nay, and 5 not voting.

Adjournment

At 12:09 a.m., on a motion by Mr. Claussen, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 8, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Rev. Martin G. Schroeder, Pastor, Messiah Lutheran Church, Grand Island.

The roll was called and all members were present except Mr. McHugh who was excused.

The Journal for the Twenty-fifth Day was approved.

Communication

Letter from Mr. and Mrs. S. M. Cronk, Omaha, opposing a sales tax and a state tax.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 301	Tuesday, February 14, 1961	2:00 p.m.
LB 325	Tuesday, February 14, 1961	2:00 p.m.

Visitors

Mr. Gerdes introduced Mr. Stull of Box Butte County, Robert L. Holmes of Hitchcock County, O. H. Ross of Perkins County, and Carl Stark of Buffalo County.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 60. Placed on Select File.

LEGISLATIVE BILL 144. Placed on Select File as amended.

E and R amendment to LB 144:

1. In section 1, strike line 18 and insert " Yes ☐ No ☐ " as in the statutes.

LEGISLATIVE BILL 150. Placed on Select File.

LEGISLATIVE BILL 151. Placed on Select File as amended.

E and R amendment to LB 151:

1. In the title, line 4, strike the first coma and insert "; and to provide".

LEGISLATIVE BILL 124. Placed on Select File as amended.

E and R amendments to LB 124:

1. On page 3, section 4, lines 7 and 9, strike *"other than"* and insert *"except"*.

2. On page 5, renumbered section 10, add a period at the end of line 31 as in the statutes.

3. In standing committee amendment 3, line 6, insert *"by"* after *"county"*.

4. In the Ruhnke General File Amendment 2, lines 1 and 2, strike "section" and "sections".

5. In the title, lines 10 and 11, strike "to provide for dissolution of such district;" and insert "to provide for legal services for a district superintendent; to provide for withdrawal of a county from a district; to provide procedures for counties remaining after withdrawal of one county;".

LEGISLATIVE BILL 116. Placed on Select File as amended.

E and R amendments to LB 116:

1. On page 6, section 3, line 8, strike the comma as in the statutes.

2. On page 6, section 4, line 9, insert a comma after the second "shall" as in the statutes.

3. In the Burbach General File Amendment 1, line 8, insert an underscored period immediately after "made".

4. In the title, at the end of line 5, insert "to change provisions respecting payment of taxes;".

LEGISLATIVE BILL 31. Placed on Select File.

LEGISLATIVE BILL 7. Correctly engrossed.

LEGISLATIVE BILL 9. Correctly engrossed.

LEGISLATIVE BILL 10. Correctly engrossed.

LEGISLATIVE BILL 11. Correctly engrossed.

LEGISLATIVE BILL 13. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Education

LEGISLATIVE BILL 211. Placed on General File.

(Signed) George Syas, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 249. Placed on General File as amended.

Standing Committee amendments to LB 249:

1. Section 1, line 17, page 2, immediately following the word "may" insert the words *"increase or"*.
2. Add the emergency clause.
3. Amend the title to conform.

LEGISLATIVE BILL 324. Placed on General File.

(Signed) John P. Munnelly, Chairman

Speaker Thompson Presiding

SELECT FILE

LEGISLATIVE BILL 24.

Mr. Vosoba moved that LB 24 be returned to General File for the following specific amendment:

1. Strike lines 27 through 37 of Section 3, and substitute in place thereof the following:

"Each county judge, county clerk, or register of deeds shall, not later than the fifteenth day of the month following the calendar month in which fees are received, pay over to the county treasurer all fees received and".

The motion prevailed with 36 ayes, 0 nays, and 7 not voting and LB 24 was returned to General File.

MOTION—Hearing on LR 3

Mr. President: I move that the Chairman of the Banking, Commerce and Insurance Committee be directed to hold a public hearing on LR 3 on Monday, February 13, or Tuesday, February 14, and that in accordance with Rule 6, section 7, the Chairman report its recommendations on LR 3 prior to adjournment on Friday, February 17. (Signed) Michael P. Russillo

The President referred to Rule 6, section 7, and ruled the Russillo motion out of order.

Mr. Russillo appealed from the decision of the Chair.

Mr. Adams moved that the Chair be sustained.

Mr. Russillo requested a record vote.

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Russillo

Not voting, 3:

McHugh
Romans
Thompson

The Adams motion prevailed.

Visitors

Mr. Jensen introduced Mr. Harold Kosch, Cub Master, and forty Cub and Boy Scouts of Pack 176, Shelby.

Mr. Rasmussen introduced Mr. and Mrs. Roy Finch of Herman.

Mr. Diers introduced Mr. Paul Matzner of Gresham.

President Burney Presiding

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

LB 235	Wednesday, March 8, 1961	2:00 p.m.
LB 129	Wednesday, March 8, 1961	2:00 p.m.

Agriculture

LB 336	Wednesday, February 22, 1961	2:00 p.m.
LB 238	Wednesday, February 22, 1961	2:00 p.m.
LB 239	Wednesday, February 22, 1961	2:00 p.m.
LB 240	Wednesday, February 22, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 181 Placed on General File as amended.

Standing Committee amendments to LB 181:

1. Amend Section 1 of the bill, line 15 by striking the words "not be less" and inserting "~~not~~ be ~~less~~"; line 16 by striking the word "than" and showing same as stricken matter; line 23 by inserting the word "*for*" after the word "district"; line 23 by striking the word "preceding" and inserting "~~preceding~~ current"; and lines 23 to 25 by striking the new material.

2. Amend title to conform.

(Signed) George Syas, Chairman

SELECT FILE

LEGISLATIVE BILL 26. Advanced to E and R for engrossment.

LEGISLATIVE BILL 27. Advanced to E and R for engrossment.

LEGISLATIVE BILL 28. Advanced to E and R for engrossment.

LEGISLATIVE BILL 29. E and R amendment found in the Legislative Journal for the Twenty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 59. Advanced to E and R for engrossment.

LEGISLATIVE BILL 131. Advanced to E and R for engrossment.

LEGISLATIVE BILL 112. E and R amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 24. Considered.

The pending Vosoba specific amendment found in this Day's Journal was adopted.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

LEGISLATIVE BILL 145. Considered.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 142. Considered.

Mr. Staubitz offered the following amendments which were adopted:

1. Amend section 2 of the bill, line 16 by inserting before the word "shall" the following:

"which will become subject to an assessment for the cost of the improvement".

2. Amend section 4 of the bill, line 6 by striking "general obligation", and line 16 by inserting after the period the following:

"If a written protest, signed by owners of the property located in said improvement district and representing a majority of the front footage which may become subject to assessment for the cost of the improvement, be filed with the municipal clerk within three days before the date of the meeting for the consideration of such ordinance, such ordinance shall not be passed.".

3. Amend section 6 of the bill, line 4 by inserting after "mains" the following:

"or sanitary service connections,".

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 234. Read and considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

Visitors

Mr. Wylie introduced Mrs. Thelma Payne of Neligh, Mr. and Mrs. Perce Payne and daughter of Elgin, and Mr. and Mrs. Eldon Schraud and daughter of Elgin.

LEGISLATIVE BILL 99. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Laid over at the request of Mr. Klaver.

LEGISLATIVE BILL 165. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Stromer introduced Messrs. Donn Davis, President of the Junior Chamber of Commerce of Lincoln; Morgan Doughton, President of the U. S. Junior Chamber of Commerce, from Allentown, Pennsylvania; Bill Barrett, President of the Nebraska Junior Chamber of Commerce, from Lexington; and By Elwonger, Past President of the Nebraska Junior Chamber of Commerce, from Auburn.

Mr. Stromer escorted Mr. Doughton to the rostrum and he addressed the Legislature briefly.

Speaker Thompson Presiding

LEGISLATIVE BILL 84. Read and considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

LEGISLATIVE BILL 86. Read and considered.

Mr. Adams requested unanimous consent to withdraw his name as co-introducer of LB 86. No objections. So ordered.

Advanced to E and R for review with 31 ayes, 2 nays, and 10 not voting.

LEGISLATIVE BILL 87. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 252. Read and considered.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

Visitors

Mr. Stalder introduced Mmes Lucile Chiles of Sterling and Phil Nestor of Tecumseh.

Mr. Lautenschlager introduced former Senator George Fulton of Beatrice.

President Burney Presiding

LEGISLATIVE BILL 82. Read and considered.

Mr. Adams moved that LB 82 be indefinitely postponed.

Mr. Adamson moved the previous question. The motion prevailed with 36 ayes, 3 nays, and 4 not voting.

The Adams motion lost with 9 ayes, 31 nays, and 3 not voting.

Visitors

Mr. Hasebroock introduced Mr. Herman Haas of West Point.

Mr. Jensen introduced Mr. and Mrs. LaMont Jones and Mr. Maynard W. Jensen of Aurora.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LB 275	Wednesday, February 15, 1961	2:00 p.m.
LB 364	Wednesday, February 15, 1961	2:00 p.m.
LB 474	Wednesday, February 15, 1961	2:00 p.m.
LB 481	Wednesday, February 15, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 248. Placed on General File.

(Signed) Peter H. Claussen, Chairman

LEGISLATIVE EXPENSES, JANUARY 1961

Account E-2 Salaries of Members

Gross Amount	$8,600.00		
Members' net payments		$7,889.20	
Withholding Tax		452.80	
Deferred payments O.A.S.I.		258.00	
TOTAL			$8,600.00

Account E-3 Members' Mileage

11,486 miles @ 8¢ per mile	$918.88

Account E-4 Officers' and Employees' Salaries

	Days Worked	Monthly Rate	Gross Wage
Max Baskins, Asst. Sergeant-at-arms	22	$195.00	$195.00
Eunice V. Bradley, Supervisor Steno. Pool	18	357.50	292.50
Phyllis Ann Camp, Stenographer	15	286.00	195.00
Donna Cleavenger, Receptionist	22	300.00	300.00
Ellen Erickson Craft, Stenographer	20	286.00	260.00
Phyllis Daniels, Page	22	180.00	180.00
Elsye L. Firestone, Docket Clerk	22	300.00	300.00
Dorothea M. Fuchs, Budget Com. Clerk	22	330.00	330.00
Donna J. Gabel, Dictaphone Operator Stenographer	22	286.00	286.00
Miriam E. Gabelman, Banking, Commerce and Insurance Com. Clerk	22	330.00	330.00
Eloise M. Galloway, Supervisor, Steno. Pool	22	357.50	357.50
Joan Graf, Page	8	180.00	65.44
Martha M. Haines, Engrossing and Enrolling Clerk	14	375.00	238.63
Doris J. Hellbusch, Stenographer	19	286.00	247.00
Marjory Ann Hines, Labor and Public Welfare Com. Clerk	22	330.00	330.00
Erma Jeanne Holtmeier, Stenographer	7	260.00	82.74
Dorothy Y. Hubertus, Stencil Cutter and Mimeographer	22	300.00	300.00
Nina I. Jeffrey, Stenographer	22	300.00	300.00
Dorothy A. Jorgensen, Bookkeeper	22	325.00	325.00
Marilyn Kloke, Public Health and Miscellaneous Subjects Com. Clerk	16	330.00	240.00
Nelda Mae Knisely, Asst. Journal Clerk	22	335.00	335.00

	Days Worked	Monthly Rate	Gross Wage
Connee M. Kluna, Committee Clerk	8	330.00	120.00
Donna Jo Lee, Misc. Appropriations & Claims Com. Clerk	22	330.00	330.00
Michael T. Lough, Page	22	180.00	180.00
Theba Lubken, Journal Clerk	22	390.00	390.00
Doris Matejousky, Page	20	180.00	163.62
Ruth Mosby, Judiciary Com. Clerk	9	330.00	135.00
Ruth B. Nelson, Postmaster	22	220.00	220.00
Gerald Lee Nickell, Asst. Clerk Bill Room	21½	246.75	241.14
Sherill Niebuhr, Secretary to Clerk of Legislature	22	350.00	350.00
Clifford I. Olson, Asst. Clerk Bill Room	19	246.75	213.10
Winifred A. Paulson, Stenographer	5	286.00	65.00
William D. Reed, Page	6	180.00	49.08
Francis Robinson, Asst. Clerk of the Legislature	22	800.00	800.00
Rose A. Rosenstock, Agriculture Com. Clerk	22	330.00	330.00
George L. Santo, Sergeant-at-arms	22	200.00	200.00
J. N. Schneider, Asst. Clerk Bill Room	24	246.75	269.18
Martin Schroeder, Chaplain	22	170.00	170.00
Beverly Selby, Secretary to Lieutenant Governor	18	300.00	245.45
Berniece P. Severin, Stenographer	22½	286.00	292.50
Virginia A. Sevigne, Government & Military Affairs Com. Clerk	22	330.00	330.00
Marilyn Kay Shaw, Public Works Com. Clerk	16	330.00	240.00
Susan M. Smith, Stenographer	17	260.00	200.94
Ella B. Steenson, Revenue Com. Clerk	22	330.00	330.00
Maxine V. Steyer, Education Com. Clerk	17	330.00	255.00
Kay Trimble, Typist	17	260.00	200.94
Gertrude A. Tyler, Tele. Operator	22	200.00	200.00
Beverly H. Williams, Stenographer	10	286.00	130.00
Stanley B. Wilson, Page	8½	180.00	69.53
Marion F. Wulf, Page	22	180.00	180.00
Oril A. Barber, Asst. Clerk Bill Room	12	246.75	134.59
Judith J. Hesse, Asst. Clerk Bill Room	12	246.75	134.59
Raymond J. Latrom, Asst. Clerk Bill Room	12	246.75	134.59
Charles A. Mohrman, Chief Clerk Bill Room	24	315.00	343.64

	Days Worked	Monthly Rate	Gross Wage
Jeanine K. Vculek, Asst. Clerk Bill Room	12	246.75	134.59
John D. Curtis, Asst. Clerk Bill Room	24	246.75	269.18
William Hansen, Asst. Clerk Bill Room	24	246.75	269.18
Leon R. Hill, Asst. Clerk Bill Room	24	246.75	269.18
Charles E. Keefer, Asst. Clerk Bill Room	12	246.75	134.59
Bertha Johnston, Proof Reader	32 hrs	1.80 hr	57.60
Elizabeth Reger, Proof Reader	49 hrs	1.80 hr	88.20
Lenore N. Johnson, Proof Reader	98¾ hrs	1.80 hr	177.75
Otto E. Dowling, Custodian	22	235.00	235.00
Edward E. Strope, Custodian	22	235.00	235.00
Mary E. Rank, Proof Reader	120½ hrs	1.80 hr	216.90
Total Gross Wages			$15,224.87

Account E-5 . Incidental Expense

Capitol Printing Company, LB 101 thru 200	$2,881.92
Latsch Brothers, File Folders	29.62
Acorn Press, Roll Calls	52.00
Acorn Press, Supplies	153.00
Capitol Printing Company, Supplies	857.62
Capitol Printing Company, LB 1 thru 100	2,808.96
Carpenter Paper Company, Dixie Cups	102.46
Dictaphone Corporation, Machine # 348034	1,285.00
Felton & Wolf Company, Paste	22.50
Felton & Wolf Company, Thumb Stalls	2.60
Henkle & Joyce Company, Rack	2.03
Judah Distributing Company, Casters	12.60
Latsch Brothers, Supplies	31.80
Latsch Brothers, Supplies	.93
Latsch Brothers, Supplies	23.40
Latsch Brothers, Assembling Racks	40.00
Lincoln Telephone & Telegraph Company, Service	17.50
Nebraska Typewriter Company, Rental chair & Typewriter	11.00
Nebraska Typewriter Company, Rental of Equipment	48.50
Nebraska Typewriter Company, Rental and Repair	86.85

Nebraska Typewriter Company, Service Machines	13.50	
Pegler & Company, Ash Trays	9.90	
Purchasing Dept., Revolving Fund	628.45	
Purchasing Dept., Postage Meter Fund	1,000.00	
Purchasing Dept., Revolving Fund	44.90	
Schwarz Paper Co., Paste	5.80	
Supt. of State Bldgs. & Grounds, Stations & Extensions	11.70	
Supt. of State Bldgs. & Grounds, Labor for moving furniture	17.50	
Western Newspaper Union, Paper	11.96	
Total		$10,214.00

Account SS-3 Mileage of Members

Arthur W. Swanson, 300 Miles @ 8¢	$ 24.00

Account SS-4 Officers and Employees Salaries

	Hours	Rate	Net	
Elizabeth Reger, Proof Reader	12	1.60 hr	$18.62	
Bertha M. Johnston, Proof Reader	12	1.60 hr	18.62	
Tax Commissioner—Contribution Fund			2.32	
Total				$ 39.56

Account SS-5 Incidentals, Printing & Postage

Supt. of State Bldgs & Grounds, Telephone service	$ 17.80	
Capitol Printing Company, Session Laws	440.02	
Total		$ 457.82

Account 5 Intergovernmental Cooperation Commission

William Moulton, Expenses to Chicago	$131.19	
Harry L. Pizer, Expenses to Chicago	209.30	
Frank Nelson, Expenses to Chicago	111.36	
Arnold Ruhnke, Expenses to Chicago	122.26	
John P. Munnelly, Expenses to Chicago	124.06	
Arthur W. Swanson, Expenses to Chicago	114.70	
Harold B. Stryker, Expenses to Chicago	115.30	
Hal Bridenbaugh, Expenses to Chicago	141.60	
Total		$ 1,069.77

Account 7 Salary of Lieutenant Governor

Dwight W. Burney—net January Salary	$226.70	
Blue Cross-Blue Shield, Insurance	10.40	
First Continental National Bank, Withholding Tax	5.40	
Total		$ 242.50

Account 7A Expenses of Lieutenant Governor

Supt. of State Bldgs. & Grounds, Telephone service	$ 13.85

Account 8 Clerks' Salary, Other Wages, Maintenance & Supplies

Supt. of State Bldgs. & Grounds, Janitor Supplies	$ 5.93	
Sanitary Towel & Laundry, Linen Service	5.30	
Rosewell Floral Co., Arrangement	7.50	
Capitol Printing Company, Letterheads & Envelopes	55.00	
Supt. of State Bldgs. & Grounds, Telephone Service	16.15	
Hugo F. Srb, January net salary	657.51	
First Continental National Bank, Withholding Tax	110.40	
Total		$ 857.79

(Signed) Hugo F. Srb
Clerk of the Legislature

Adjournment

At 12:08 p.m., on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 9, 1961

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams and Wylie who were excused until 9:30 a.m., and Mr. Munnelly who was excused until 10:30 a.m.

Corrections for the Journal

Page 383, line 6, delete "135.59" and insert "134.59".

The Journal for the Twenty-sixth Day was approved as corrected.

Communications

Letter from Mr. Elmer Critel of Friend favoring LB 230.

Letter from Mr. C. Petrus Peterson of Lincoln thanking the Legislature for Legislative Resolution 5.

Letter addressed to All State Departments from Mr. Norman A. Otto, Administrative Assistant to the Governor, regarding the observation of February 13 and February 22 as holidays.

Letter from Rev. A. R. Paashaus of Firth, President of the Nebraska Association for Christian Action, favoring capital punishment.

Letter from Mr. Rex Klinginsmith of Grand Island opposing LB 152 and LB 233. Referred to the Committee on Judiciary.

MOTION—Committee to Arrange Prayer Breakfast

Mr. President: I move that the President be directed to appoint a committee of three to arrange a Unicameral Prayer Breakfast. (Signed) Arnold Ruhnke

The motion prevailed.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 132	Thursday, February 16, 1961	2:00 p.m.
LB 296	Thursday, February 16, 1961	2:00 p.m.
LB 201	Thursday, February 16, 1961	2:00 p.m.
LB 159	Friday, February 17, 1961	2:00 p.m.
LB 491	Friday, February 17, 1961	2:00 p.m.
LB 162	Friday, February 17, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on February 8, 1961, at 1:15 p.m.: LB 119

(Signed) Martha M. Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 34. Placed on Select File as amended.

E and R amendments to LB 34:

1. In section 3, lines 21, 24, and 64, strike "subsection" and insert "~~subsection~~ *subdivision*".

2. In section 3, line 36, strike "State", showing the same as stricken.

LEGISLATIVE BILL 35. Placed on Select File as amended.

E and R amendments to LB 35:

1. In section 2, line 15, strike "Nebraska" and insert "~~Nebraska~~ *State*".

2. In the title, line 4, insert "and distribution of statutes" before the semicolon.

LEGISLATIVE BILL 36. Placed on Select File.

LEGISLATIVE BILL 38. Placed on Select File.

LEGISLATIVE BILL 40. Placed on Select File as amended.

E and R amendments to LB 40:

1. On page 11, section 3, line 58, insert a comma after "agent" as in the statutes.

2. On page 15, section 6, lines 9 and 10, strike "and fifty cents" as in the statutes.

LEGISLATIVE BILL 14. Correctly engrossed.

LEGISLATIVE BILL 15. Correctly engrossed.

LEGISLATIVE BILL 16. Correctly engrossed.

LEGISLATIVE BILL 17. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Public Works

LEGISLATIVE BILL 231. Indefinitely postponed.

LEGISLATIVE BILL 219. Placed on General File as amended.

Standing Committee amendments to LB 219:

1. Amend Section 1 of the bill, line 5, by striking the words "solely for the purpose of effecting registration of"; line 6, by striking the words "such vehicle".

2. Amend title to conform.

(Signed) Arnold Ruhnke, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 334. Placed on General File.

(Signed) Jack Romans, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 7. Re: Accepting Bust of George W. Norris for State Capitol.

Introduced by Don Thompson, 33rd District.

WHEREAS, the Honorable George W. Norris, late a resident of McCook, Nebraska, served his state and nation with statesmanship and distinction as District Judge of the 14th Judicial District of Nebraska for seven years, as United States Congressman from Nebraska's Fifth Congressional District for ten years and as United States Senator from Nebraska for thirty years, and

WHEREAS, his career of outstanding service was terminated by his death on September 2, 1944 and the centennial of his birth will be observed throughout the nation on July 11, 1961, and

WHEREAS, while serving his nation with ability and courage and with unselfish devotion to the people's welfare he made a valuable contribution to Nebraska's governmental processes by bringing about the adoption of its Unicameral Legislature, and

WHEREAS, his recognition of the importance to Nebraska of irrigation and electric power as an inseparable combination and a twin necessity of the state's economy has contributed greatly to Nebraska's welfare, and

WHEREAS, his sponsorship of the Rural Electrification Act brought to the rural areas of Nebraska and the Nation the benefits of ample, reasonably priced electric power and furnished an outstanding example of how monopolistic exploitation can be effectively curbed by democratic action in an expression of true free enterprise, and

WHEREAS, his vision and courage saved for America the Tennessee River development and made it the basis of the program which furnished through public power the competitive standards necessary to regulate the electric utility industry and induce it to serve the common good, thereby saving the private electric power industry to our system of free enterprise, and

WHEREAS, the family of the late George W. Norris has offered to donate to the State of Nebraska a bust of this distinguished citizen and public servant, provided said bust, sculptured by the late Jo Davidson, is placed permanently in a suitable place in the Nebraska State Capitol.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That this Legislature accept the bust of George W. Norris and it be permanently placed in one of the niches in the corridors of the State Capitol.

SUSPEND RULES—Bills to General File

Mr. President: I move that the rules be suspended and that LB 671 and LB 672 be placed on General File without a public hearing. (Signed) Richard D. Marvel, Chairman, Budget Committee

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 4.

A BILL FOR AN ACT to amend section 8-710, Reissue Revised Statutes of Nebraska, 1943, and sections 8-101, 8-136, 8-1,117, 8-1,118, 8-1,119, 8-1,120, 8-1,121, and 8-205, Revised Statutes Supplement, 1959, relating to banks and banking; to harmonize the provisions thereof with other legislation; to reconcile inconsistent provisions thereof; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 0.

Not voting, 3:

Adams
Munnelly
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Bowen introduced Messrs. A. C. Splattstoesser and Roger Peden of Red Cloud.

SELECT FILE

LEGISLATIVE BILL 60. Advanced to E and R for engrossment.

LEGISLATIVE BILL 144. E and R amendment found in the Legislative Journal for the Twenty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 150. Advanced to E and R for engrossment.

LEGISLATIVE BILL 151. E and R amendment found in the Legislative Journal for the Twenty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 124. E and R amendments found in the Legislative Journal for the Twenty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 116. E and R amendments found in the Legislative Journal for the Twenty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 31. Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 99. Considered.

Mr. Klaver offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 12 by striking "spinal fluid," and show same as stricken matter.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 82. Laid over temporarily.

LEGISLATIVE BILL 108. Read and considered.

Laid over temporarily.

LEGISLATIVE BILL 82. Considered.

Advanced to E and R for review with 34 ayes, 2 nays, and 7 not voting.

LEGISLATIVE BILL 109. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 166. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Mr. Ruhnke offered the following amendment:

1. Amend section 1 of the bill, line 13 by inserting after the word "demanded" the following:

"; *Provided,* that there shall be deducted from the claim or judgment, as the case may be, an amount equal to the penalty which could have legally been assessed for the year or years in question".

Mr. Brandt moved to amend the Ruhnke amendment by inserting the words "and interest" after the word "penalty" and amend the title to conform. The motion prevailed.

The Ruhnke amendment was adopted as amended.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitors

Mr. Gerhart introduced Mr. Earl J. Moyer of Madison.

Mr. Stalder introduced Mr. Jean Cain of Falls City.

Mr. Stryker introduced Miss Marche Ruth, student at Bryan Memorial Hospital, Lincoln.

Member Excused

Mr. McCosh was excused for Friday, February 10, 1961.

GENERAL FILE

LEGISLATIVE BILL 174. Read and considered.

Laid over until Thursday, February 16, 1961, at the request of Mr. Thompson.

LEGISLATIVE BILL 108. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 77. Read and considered.

Speaker Thompson Presiding

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

LEGISLATIVE BILL 78. Read and considered.

Mr. Brandt offered the following amendments which were adopted:

1. Section 1, line 4, strike "an infant" and insert "a minor".
2. Amend the title to conform.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 79. Read and considered.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 92. Read and considered.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 141. Read and considered.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

LEGISLATIVE BILL 121. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 210. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 211. Read and considered.

Mr. McCosh offered the following amendments which were adopted:

1. Add the emergency clause.
2. Amend the title to conform.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mrs. Orme introduced Mmes D. David Nefsky of Lincoln, and David Sherman of Omaha.

Mr. Craft introduced Mr. Port Daniel of Norfolk.

Mr. Bowen introduced Mr. and Mrs. Clive Bogardus.

UNANIMOUS CONSENT—Re-refer LB 611

Mr. Burbach requested unanimous consent to have LB 611 re-referred from the Revenue Committee to the Labor and Public Welfare Committee. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 249. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-sixth Day were adopted.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

President Burney Presiding

UNANIMOUS CONSENT—Cancel Hearing on LB 325

Mr. Syas requested unanimous consent for the Banking, Commerce and Insurance Committee to cancel the hearing scheduled on LB 325. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 324. Read and considered.

Laid over until Monday, February 13, at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 181. Laid over until Monday, February 13, at the request of Mr. Nelson.

LEGISLATIVE BILL 248. Bracketed at the request of Mr. Moulton.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LR 3	Tuesday, February 14, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 321. Placed on General File.

(Signed) John P. Munnelly, Chairman

Agriculture

LEGISLATIVE BILL 340. Indefinitely postponed.

(Signed) Hans O. Jensen, Chairman

MOTION—Washington's Day Program

Mr. President: I move that we have the Chaplain arrange a suitable program for Washington's birthday to commence at 11:00 a.m. (Signed) Don Thompson

The motion prevailed.

Adjournment

At 11:47 a.m., on a motion by Mr. Moulton, the Legislature adjourned until 10:00 a.m., Friday, February 10, 1961

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 10, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Klaver, McCosh and Wylie, who were excused.

Corrections for the Journal

Page 386, line 15, delete "Twenty-seventh" and insert "Twenty-sixth".

Page 386, lines 26 and 27, delete "Referred to the Committee on Government and Military Affairs." and insert after line 29, "Referred to the Committee on Judiciary.".

The Journal for the Twenty-seventh Day was approved as corrected.

UNANIMOUS CONSENT—Re-refer LB 279

Mrs. Orme requested unanimous consent to have LB 279 re-referred from the Judiciary Committee to the Government and Military Affairs Committee. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

February 10, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:00 P.M. on Friday, February 17, 1961 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison, as follows:

Pearle Finigan - Director, Department of Agriculture & Inspection
Ralph Misko - Director, Department of Banking

Respectfully submitted,
(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

February 10, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:15 P.M. on Thursday, February 16, 1961 in the Supreme Court Hearing Room, for the purpose of hearing an appointment submitted by the Board of Educational Lands and Funds, as follows:

Elmer H. Mahlin—Secretary of the Board of Educational Lands and Funds

Respectfully submitted,
(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

Visitor

Mr. Claussen introduced Mr. O. C. Weber of Leigh, a former member of the Nebraska Bicameral Legislature.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 23. Replaced on Select File as amended.

E and R amendment to LB 23:

1. In Enrollment and Review Amendment 3, line 2, strike "*or*".

LEGISLATIVE BILL 24. Replaced on Select File as amended.

E and R amendments to LB 24:

1. In the Vosoba Specific Amendment, line 3, insert "proper county," before "*Each*".

2. In the title, line 7, insert "to eliminate the requirement for reports of fees received;" after the semicolon.

LEGISLATIVE BILL 55. Placed on Select File.

LEGISLATIVE BILL 56. Placed on Select File.

LEGISLATIVE BILL 57. Placed on Select File.

LEGISLATIVE BILL 61. Placed on Select File.

LEGISLATIVE BILL 62. Placed on Select File.

LEGISLATIVE BILL 65. Placed on Select File as amended.

E and R amendments to LB 65:

1. In section 1, line 2, insert ", Reissue Revised Statutes of Nebraska, 1943" after "21-834".

2. In section 1, line 4, insert ", Revised Statutes Supplement, 1959" after "21-1990".

3. In section 1, line 9, insert ", Reissue Revised Statutes of Nebraska, 1943, and amendments thereto" after "21-853".

4. In the title, line 2, strike "corporation" and insert "corporations".

LEGISLATIVE BILL 69. Placed on Select File.

LEGISLATIVE BILL 18. Correctly engrossed.

LEGISLATIVE BILL 19. Correctly engrossed.

LEGISLATIVE BILL 20. Correctly engrossed.

LEGISLATIVE BILL 21. Correctly engrossed.

LEGISLATIVE BILL 4. Correctly enrolled.

(Signed) Wiliam B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 4

RESOLUTIONS

LEGISLATIVE RESOLUTION 7.

LR 7 was adopted with 38 ayes, 0 nays, and 5 not voting.

Visitors

Mr. Erlewine introduced Mr. Mel Hendrickson of Benkelman.

Mr. Bridenbaugh introduced Mr. Charles A. Byrley of Chicago, Illinois.

Mrs. Orme introduced Mrs. Ruby McArthur, N.S.N.A. Chairman of Committee on Legislation, and nine nurses.

Mr. Rasmussen introduced Messrs. Emmett Rounds and Clarence Kuhr of Blair, Fred Hansen of Fort Calhoun and Leslie French of Arlington.

Mr. Fleming introduced Mr. W. G. Smith of Potter and Mrs. Don Hart of Sidney.

Member Excused

Mr. Stalder was excused for this afternoon.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 185	Wednesday, February 22, 1961	2:00 p.m.
LB 307	Wednesday, February 22, 1961	2:00 p.m.
LB 318	Wednesday, February 22, 1961	2:00 p.m.
LB 332	Wednesday, February 22, 1961	2:00 p.m.
LB 395	Thursday, February 23, 1961	2:00 p.m.
LB 396	Thursday, February 23, 1961	2:00 p.m.
LB 397	Thursday, February 23, 1961	2:00 p.m.
LB 389	Friday, February 24, 1961	2:00 p.m.
LB 394	Friday, February 24, 1961	2:00 p.m.

Committee Appointed

President Burney appointed the following to serve on the Unicameral Prayer Breakfast Committee: Arnold Ruhnke, Chairman, Marvin E. Stromer and W. H. Hasebroock.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 2.

A BILL FOR AN ACT to amend section 1-110, Revised Statutes Supplement, 1959, relating to the Nebraska State Board of Public Accountancy; to eliminate therefrom obsolete matter providing compensation for the Auditor of Public Accounts for services as secretary of such board; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Diers
Forrester
Gerdes
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 1:

Erlewine

Not voting, 9:

Bridenbaugh
Craft
Fleming
Gerhart
Klaver
McCosh
McHugh
Romans
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 5.

A BILL FOR AN ACT to amend sections 9-113, 9-115, 9-117, and 9-118, Revised Statutes Supplement, 1959, relating to bingo; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; to correct an internal reference; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 0.

Not voting, 7.

Adams
Bridenbaugh
Klaver
McCosh
McHugh
Romans
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 6.

A BILL FOR AN ACT to amend sections 14-121, 14-508, 14-528, and 14-701, Reissue Revised Statutes of Nebraska, 1943, and sections 14-365.03, 14-375, 14-385, and 14-3,121, Revised Statutes Supplement, 1959, relating to cities of the metropolitan class; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; to correct internal references; to delete obsolete matter; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 0.

Not voting, 6:

Bridenbaugh
Jensen
Klaver
McCosh
Munnelly
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 8.

A BILL FOR AN ACT to amend sections 15-110, 15-264, 15-806, and 15-828, Reissue Revised Statutes of Nebraska, 1943, and section

15-1106, Revised Statutes Supplement, 1959, relating to cities of the primary class; to delete obsolete matter; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 0.

Not voting, 6:

Bridenbaugh
Fleming
Klaver
McCosh
Munnelly
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted Aye on LB 8. (Signed) George H. Fleming

Speaker Thompson Presiding

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 409	Thursday, February 16, 1961	2:00 p.m.
LB 287	Friday, February 17, 1961	2:00 p.m.
LB 288	Friday, February 17, 1961	2:00 p.m.
LB 327	Friday, February 17, 1961	2:00 p.m.

RESOLUTIONS

LEGISLATIVE RESOLUTION 8. Re: Urging Support by the Federal Administration and Adoption by Congress of the Feed-Grain Study Committee Program.

Introduced by Hans O. Jensen, 25th District; Willard H. Waldo, 21st District; and Arnold Ruhnke, 22nd District.

WHEREAS, unrealistic farm programs have resulted in steadily decreasing farm prices and income at the same time that farm costs have continued to mount; and

WHEREAS, the nation is faced with a critical problem in the extreme over-production of feed grains because of the maintenance of price supports with no attendant limitations on production, which, unless soon checked, may have disastrous effects on livestock prices; and

WHEREAS, stocks of feed grains have risen at an alarming rate necessitating the spending of huge sums by the federal government for storage, which accumulation should be stopped through the gradual reduction of existing stocks to realistic reserve levels outside the domestic commercial market and the development of a program for balancing annual production with market needs while assuring customers of abundant food supplies at prices reasonable to both consumer and farmer; and

WHEREAS, numerous large and powerful farm groups have expressed concern about the accumulation of feed grains as a threat to the family farm, to the consumer, and to all segments of the American economy; and

WHEREAS, a specially-constituted Feed-Grain Study Committee, created to recommend action to be taken to cope with the problem of over-production of feed grains, has made recommendations which have been submitted to the Committee on Agriculture of the United States Senate which has the apparent approval of major farm groups.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. Approval is expressed of the program contained in the detailed report of the Feed-Grain Study Committee dated January 30, 1961, which, among other things, would (a) require producers of feed grains to reduce their production by twenty-five per cent in order to be eligible for price supports, (b) provide an average

price support for corn of one dollar and thirty cents per bushel with proportional price supports for other feed grains, and (c) require the retirement of land from production with payments for retired acres at the rate of one half the average previous production thereof, in bushels, multiplied by the support price.

2. That support of such program by the federal administration and adoption thereof by Congress be urged as imperatively necessary.

3. That copies of this resolution be transmitted by the Clerk of the Legislature to Secretary of Agriculture Orville Freeman, to the chairmen of the Committees on Agriculture of the United States Senate and House of Representatives, and to each member from Nebraska in the United States Senate and in the House of Representatives.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Jensen requested unanimous consent to have the following added as co-introducers of LR 8: Albert A. Kjar, 36th District; Elvin Adamson, 40th District; Ross H. Rasmussen, 11th District; George H. Fleming, 43rd District; George C. Gerdes, 41st District; Peter H. Claussen, 16th District; Dale Erlewine, 37th District; Harold B. Stryker, 17th District; J. W. Burbach, 14th District; William Moulton, 10th District; H. L. Gerhart, 15th District; Kenneth L. Bowen, 32nd District; Richard D. Marvel, 31st District; George A. Knight, 18th District; Fern Hubbard Orme, 20th District; and Joe T. Vosoba, 23rd District. No objections. So ordered.

SUSPEND RULES—Consider LR 8

Mr. President: I move to suspend the rules and consider LR 8. (Signed) Hans O. Jensen

Mr. Stromer moved the previous question. The motion lost with 13 ayes, 17 nays, and 13 not voting.

MOTION—Adjourn

Mr. President: I move we adjourn. (Signed) Michael P. Russillo

The motion lost.

MOTION—Adjourn

Mr. President: I move we adjourn. (Signed) Jack Romans

Mr. Syas moved to amend the Romans motion, to adjourn until 10:00 a.m., Monday, February 13, 1961. The motion prevailed.

The Romans motion lost with 15 ayes, 17 nays, and 11 not voting.

Mr. Jensen requested a Call of the House.

A Call of the House was ordered and showed 38 members present.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed with 16 ayes, 11 nays, and 16 not voting.

The Jensen motion to suspend the rules and consider LR 8 lost with 24 ayes, 12 nays, and 7 not voting.

President Burney Presiding

Visitors

Mr. Bowen introduced Mrs. Carrol Turner, Vonda Crowe, and five students from Bladen.

Mr. Munnelly introduced Messrs. Sam Cooper and Richard Laux from Douglas County.

Mr. Rasmussen introduced Messrs. Jerry Fay and Bob Gilmore of Fremont.

Adjournment

At 12:15 p.m., on a motion by Mr. Lautenschlager, the Legislature adjourned until 10:00 a.m., Monday, February 13, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

TWENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 13, 1961

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Twenty-eighth Day was approved.

MESSAGE FROM THE GOVERNOR

February 10, 1961

Mr. President, Mr. Speaker and
Members of the Legislature
State Capitol, Lincoln, Nebraska

Gentlemen and Mrs. Orme:

I herewith re-submit the following appointments for your consideration for confirmation, which appointments were previously submitted by the late Governor Ralph G. Brooks to the Seventieth (Extraordinary) Session of the Legislature and on which no action was taken:

H. L. Blackledge of Kearney—Appointed October 1, 1959, to the Board of Educational Lands and Funds for a five-year period expiring October 1, 1964;

Francis V. Robinson of Ashland—Appointed June 9, 1959, as Judge of the Court of Industrial Relations for a six-year term expiring June 9, 1965;

Don C. Smith of Franklin—Appointed September 6, 1959, to the Game, Forestation and Parks Commission for a five-year term expiring September 6, 1964;

A. I. "Dutch" Rauch of Holdrege—Appointed January 15, 1960, to the Game, Forestation and Parks Commission for a five-year term expiring January 15, 1965;

Joseph T. Votava of Omaha—Appointed September 14, 1959, to the State Highway Commission for a six-year term expiring September 14, 1965;

Thane Davis of Hyannis—Appointed September 14, 1959, to the State Highway Commission for a six-year term expiring September 14, 1965;

Kirk Mendenhall of North Platte—Appointed May 19, 1960, to the State Highway Commission to complete the unexpired term of Ray Ogier, deceased, which term expires September 14, 1965;

Dr. Earl F. Leininger of McCook—Appointed September 14, 1959, to the State Board of Health for a three-year term expiring September 13, 1962;

Mrs. Walter R. Raecke of Central City—Appointed September 14, 1959, to the State Board of Health for a three-year term expiring September 13, 1962.

George R. Myers of Gering was appointed September 14, 1959, to the State Board of Health and, as submitted by Governor Brooks, his appointment covered a three-year term. I herewith re-submit this appointment for a two-year term expiring September 14, 1961, in accordance with L.B. 507, Sixty-ninth Session, 1959.

In my letter of January 31, 1961, I indicated I had appointed Forrest A. Johnson as State Tax Commissioner. You should be advised that this appointment was submitted to the Seventieth (Extraordinary) Session by the late Governor Brooks, such appointment being made on December 15, 1959, to fill the unexpired term of Fred Herrington, the expiration date of this appointment being September 28, 1963.

The above named appointees are now serving in their designated positions.

Also, in my letter of January 31, 1961, I indicated that I had appointed George L. Morris as State Purchasing Agent. You should be advised that this appointment is for the unexpired term of A. Clifford Anderson, who has been transferred to the Department of Roads.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Referred to the Committee on Committees.

Visitors

Mr. Hasebroock introduced Mr. Lester R. Pagels of Wisner.

Mr. Brandt introduced Mr. Floyd Pohlman of Auburn.

Mr. Knight introduced Mr. and Mrs. George W. "Bus" Knight and Mrs. Anna Seibert of Lincoln.

Mr. Kjar introduced Mr. Eric Ray Ericson of Holdrege.

Member's Birthday

Mr. Stryker announced that Saturday was Mr. Syas' birthday, and the members sang Happy Birthday to him.

Communications

Petition bearing twenty-three signatures, postmarked from McCook, opposing the taxing of mineral rights and leases.

Letter from Mr. Theodore Redfield of Lincoln requesting labor legislation. Referred to the Labor and Public Welfare Committee.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

February 10, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:00 P.M. on Monday, February 20, 1961 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison, as follows:

Frank J. Barrett—Director, Department of Insurance
Donald E. Bastemeyer—Commissioner of Labor

Respectfully submitted,

(Signed) J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 199. Placed on General File as amended.

Standing Committee amendments to LB 199:

1. Amend Section 1 of the bill, line 65 to 71 by striking the new matter and inserting in lieu thereof the following: *"The person whose trees or property is being damaged by beavers may notify the Commission by registered or certified mail of such damage. If the Commission does not elect to remove the beavers within thirty days thereafter, it shall immediately issue a permit valid for ninety days authorizing the person whose trees or property is being damaged to destroy the beavers or their dens on said property in any manner he shall elect."*.

2. Amend Section 1 of the bill, lines 80 and 81 by striking the last sentence and show the same as stricken matter, and in line 81 after the stricken period insert the following: *"Beaver pelts taken under the authority of a permit issued under provisions of Subsection (2) of this section shall not be sold or used unless the permittee also possesses a current and valid trapping permit."*.

3. Amend the title to conform.

(Signed) Hans O. Jensen, Chairman

Judiciary

LEGISLATIVE BILL 255. Placed on General File.

LEGISLATIVE BILL 192. Placed on General File.

LEGISLATIVE BILL 241. Placed on General File.

LEGISLATIVE BILL 257. Placed on General File.

LEGISLATIVE BILL 229. Placed on General File as amended.

Standing Committee amendments to LB 229:

1. Section 1, line 22, after the word "alone." add the following new matter: *"In case of any actual or demonstrable damages to the premises, the city shall pay the owner of the premises the amount of the damages. Upon the failure of the landowner and the city to agree upon the amount of damages, the landowner, in addition to any other available remedy, may file a petition as provided for in section 76-705. The entry by the city or its representatives shall be made only after notice of the entry and its purpose."*

2. Section 3, line 19, after the word "to" add the words *"protect the"*, and in line 20 strike the word "safety".

3. Section 3, line 29, strike the word "along" and substitute in place thereof the word *"upon"*.

4. Amend the title to conform.

(Signed) Joe T. Vosoba, Chairman

Presented to the Governor

Presented to the Governor for approval on February 10, 1961, at 3:00 p.m.: LB 4

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 27. Replaced on Select File as amended.

E and R amendment to LB 27:

1. On page 5, section 6, lines 7 and 9, strike "sections" and insert "~~sections~~ *section*" and, in the same lines, strike "and 39-713.01", showing the same as stricken.

LEGISLATIVE BILL 72. Placed on Select File as amended.

E and R amendments to LB 72:

1. In section 1, line 32, strike the quotation marks, showing the same as stricken.

2. Strike Standing Committee Amendment 2, and insert "Strike original section 3, and insert in lieu thereof the following:

'Sec. 4. That original section 21-1210, Reissue Revised Statutes of Nebraska, 1943, and section 21-1209, Revised Statutes Supplement, 1959, are repealed.' ".

3. Strike lines 2 and 3 of the title as amended by Standing Committee Amendment 3, and insert "FOR AN ACT to amend section 21-1210, Reissue Revised Statutes of Nebraska, 1943, and section 21-1209, Revised Statutes Supplement, 1959, relating to corporations; to pro-".

LEGISLATIVE BILL 73. Placed on Select File.

LEGISLATIVE BILL 74. Placed on Select File.

LEGISLATIVE BILL 164. Placed on Select File as amended.

E and R amendments to LB 164:

1. In the Ruhnke General File amendment 2, lines 3 and 4, strike *"Section 43-609"* and insert *"this section"*, and in line 5, insert an underscored period after *"district"*.

2. In the title, line 11, insert "to provide that the amount expended shall not exceed the per pupil cost;" after the semicolon.

LEGISLATIVE BILL 173. Placed on Select File as amended.

E and R amendments to LB 173:

1. In section 1, lines 10 and 37, strike "set-off", showing the same as stricken, and insert *"set off"*.

2. In section 1, line 31, insert *"entry on government land"* after *"made"*.

3. In the title, line 9, strike "set-off" and insert "set off".

LEGISLATIVE BILL 63. Placed on Select File.

LEGISLATIVE BILL 64. Placed on Select File.

LEGISLATIVE BILL 66. Placed on Select File.

LEGISLATIVE BILL 22. Correctly engrossed.

LEGISLATIVE BILL 26. Correctly engrossed.

LEGISLATIVE BILL 2. Correctly enrolled.

LEGISLATIVE BILL 5. Correctly enrolled.

LEGISLATIVE BILL 6. Correctly enrolled.

LEGISLATIVE BILL 8. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 2 LB 5 LB 6 LB 8 LR 7

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 115. Placed on General File as amended.

Standing Committee amendments to LB 115:

1. Amend section 1 of the bill, line 5 by striking "three hundred twenty-five" and inserting *"five hundred fifty"*, line 25 by inserting *"and eight per cent shall be used for completion of murals for the State Capitol"* after the word "Capitol".

2. Amend the title to conform.

(Signed) Richard D. Marvel, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 8.

Mr. Adamson requested unanimous consent to have his name withdrawn as co-introducer of LR 8. No objections. So ordered.

Mr. Waldo offered the following amendment which was adopted with 42 ayes, 0 nays, and 1 not voting:

1. Amend LR 8 by striking all of paragraphs numbered 1 and 2, and inserting in lieu thereof the following:

"1. That Congress take immediate steps to alleviate this critical situation with proper legislation."

2. Renumber paragraph 3 as paragraph 2.

LR 8 was adopted as amended with 42 ayes, 0 nays, and 1 not voting.

Visitors

Mr. Stryker introduced his wife and Mrs. Wayne Ruth of Rising City, and Mr. and Mrs. Vic Michael and sons, Steve and David, of York.

Mr. Knight introduced Mrs. John E. Knight and daughters, Christie, Mary Jo, Barbara, and Jan, of Lincoln.

Mr. Bowen introduced Mr. and Mrs. Minor Baird of Superior.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 137. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

At 11:00 a.m., the following program was rendered:

Program for Observation of Abraham Lincoln's Birthday

Chaplain Martin Schroeder in charge

Choir Director Professor Ivan Caldwell
90 Voice Lincoln High School Choir

1. Invocation by Mr. Adams
2. Choir:

a) Let My Soul Rise in Song	Raymond Rhea
b) Four Whitman Sketches	John Klein
c) Soon Ah Will Be Done	Arr. William L. Dawson
d) Battle Hymn of the Republic	William Steffe

3. Address: "Honest Abe" Rev. John E. Knight, Pastor of Havelock Methodist Church, Lincoln
4. Benediction by Mr. Adams

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 172. Placed on General File as amended.

Standing Committee amendments to LB 172:

1. Amend Section 1, Line 67, after the word determine, add the new sentence, "The Commission shall not have authority to purchase its principal office quarters."

2. Amend the title to conform.

LEGISLATIVE BILL 194. Placed on General File.

LEGISLATIVE BILL 202. Placed on General File.

(Signed) Sam Klaver, Chairman

UNANIMOUS CONSENT—Executive Session

Mr. Bowen requested unanimous consent for permission for the Government Committee to meet in executive session at 1:00 p.m., today. No objections. So ordered.

UNANIMOUS CONSENT—Re-refer LB 191

Mr. Bowen requested unanimous consent to have LB 191 re-referred from the Government Committee to the Public Works Committee. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 34. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 35. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

Adjournment

At 11:54 a.m., on a motion by Mr. Romans, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 14, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Munnelly who was excused until 10:45 a.m.

The Journal for the Twenty-ninth Day was approved.

Communications

Letter of appreciation to members of the Legislature from Mr. and Mrs. J. Floyd McLain.

Letter from Mr. Joe B. Grasso of Omaha regarding wildlife and hunting.

Note from Mr. Lou Eby, Director of Veterans' Affairs, notifying members of the Legislature that Sergeant-at-arms, George L. Santo, was admitted to the VA Hospital this morning.

MOTION—Appreciation

Mr. President: I move that the Clerk of the Legislature be instructed to send letters of thanks to Rev. John E. Knight for his inspiring message, and to Professor Ivan Caldwell expressing our appreciation for their fine contribution to the observation of Lincoln's Birthday. (Signed) Marvin Lautenschlager

The motion prevailed.

Presented to the Governor

Presented to the Governor for approval on February 13, 1961, at 4:40 p.m.: LB 2 LB 5 LB 6 LB 8

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 67. Placed on Select File.

LEGISLATIVE BILL 138. Placed on Select File as amended.

E and R amendments to LB 138:

1. On page 2, section 1, line 8, strike "resolution" and insert "ordinance".

2. On page 3, section 2, line 11, insert "and which" after "district".

3. On page 3, section 5, line 8, insert "once each week for three weeks" after the first "published"; and in lines 11 and 12, strike "shall be published three weeks of such newspaper and".

4. On page 4, section 5, line 22, strike "and" and insert ", which check".

5. On page 6, section 9, lines 4 and 5, strike "not exceeding" and insert "at the rate of".

6. On page 6, section 10, lines 4 and 5, strike "provided for".

7. On page 7, section 11, line 20, insert "by such work or improvements" after "benefited"; strike line 21 and insert in lieu thereof "district"; and in line 30, strike "in money".

LEGISLATIVE BILL 25. Placed on Select File.

LEGISLATIVE BILL 30. Placed on Select File.

LEGISLATIVE BILL 32. Placed on Select File.

LEGISLATIVE BILL 37. Placed on Select File as amended.

E and R amendment to LB 37:

1. On page 11, section 4, line 11, strike "may be served", showing the same as stricken.

LEGISLATIVE BILL 41. Placed on Select File.

LEGISLATIVE BILL 42. Placed on Select File as amended.

E and R amendment to LB 42:

1. In section 2, line 1, insert "original" before "section".

LEGISLATIVE BILL 43. Placed on Select File as amended.

E and R amendment to LB 43:

1. In section 4, line 22, insert *"and"* after the semicolon.

LEGISLATIVE BILL 44. Placed on Select File.

LEGISLATIVE BILL 28. Correctly engrossed.

LEGISLATIVE BILL 29. Correctly engrossed.

LEGISLATIVE BILL 59. Correctly engrossed.

LEGISLATIVE BILL 131. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Judiciary

LEGISLATIVE BILL 259. Placed on General File.

LEGISLATIVE BILL 225. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 8

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 7.

A BILL FOR AN ACT to amend sections 14-1212, 31-220, and 57-607, Reissue Revised Statutes of Nebraska, 1943, and section 76-712, Revised Statutes Supplement, 1959, relating to eminent domain; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 9.

A BILL FOR AN ACT to amend sections 16-252 and 16-710, Reissue Revised Statutes of Nebraska, 1943, and section 16-706, Revised Statutes Supplement, 1959, relating to cities of the first class; to harmonize the provisions with other legislation; to eliminate obsolete provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 10.

A BILL FOR AN ACT to amend sections 17-566 and 17-712, Reissue Revised Statutes of Nebraska, 1943, and sections 17-156, 17-708, and 17-803, Revised Statutes Supplement, 1959, relating to cities of the second class and villages; to clarify the provisions thereof; to delete obsolete matter; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Munnelly
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 11.

A BILL FOR AN ACT to amend sections 18-210, 18-212, and 18-503, Reissue Revised Statutes of Nebraska, 1943, and sections 18-301 and 18-1712, Revised Statutes Supplement, 1959, relating to cities and villages; to eliminate obsolete provisions; to harmonize provisions with other legislation; and to repeal the original sections, and also section 18-302, Revised Statutes Supplement, 1959.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Munnelly
Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 13.

A BILL FOR AN ACT to amend sections 21-101, 21-183, and 21-1201, Revised Statutes Supplement, 1959, relating to corporations; to clarify the provisions thereof; to redefine terms; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton

Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 14.

A BILL FOR AN ACT to amend section 23-212, Reissue Revised Statutes of Nebraska, 1943, and sections 23-343.16, 23-343.24, and 23-1112.01, Revised Statutes Supplement, 1959, relating to counties; to correct internal references; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Moulton
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 15.

A BILL FOR AN ACT to amend section 24-342, Revised Statutes Supplement, 1959, relating to courts; to redefine the duties of court reporters of the district courts; to harmonize the provisions thereof with other legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Moulton
Munnelly
Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 16.

A BILL FOR AN ACT to amend section 25-1625, Reissue Revised Statutes of Nebraska, 1943, and section 25-1920, Revised Statutes Supplement, 1959, relating to district court procedure; to clarify and harmonize with other legislation provisions thereof relating to jury commissioners; to harmonize with other legislation provisions thereof relating to appellate procedure; and to repeal the original sections, and also section 29-2212, Revised Statutes Supplement, 1959.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Klaver
Moulton
Munnelly
Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 17.

A BILL FOR AN ACT to amend sections 26-101, 26-120, 26-1,135, and 26-1,141, Reissue Revised Statutes of Nebraska, 1943, and section 26-102, Revised Statutes Supplement, 1959, relating to municipal courts; to eliminate obsolete matter therefrom; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Moulton	Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

February 10, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:00 P.M. on Tuesday, February 21, 1961 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison, as follows:

Alvin Scissors—Director, Department of Motor Vehicles
Dan S. Jones, Jr.—Director, Department of Water Resources

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

MOTION—Place LB 340 On General File

Mr. President: I move that LB 340 be placed on General File. (Signed) William R. Skarda, Jr.

Mr. Kjar moved the previous question. The motion prevailed with 32 ayes, 5 nays, and 6 not voting.

Mr. Skarda requested a record vote.

Voting in the affirmative, 12:

Adamson	Fleming	Marvel	Skarda
Brandt	Klaver	Munnelly	Stromer
Craft	Lautenschlager	Romans	Syas

Voting in the negative, 29:

Adams	Burbach	Erlewine	Gerhart
Bowen	Claussen	Forrester	Hasebroock
Bridenbaugh	Diers	Gerdes	Jensen

Kjar
Knight
McHugh
Nelson
Orme

Peck
Rasmussen
Ruhnke
Russillo

Stalder
Staubitz
Stryker
Thompson

Vosoba
Waldo
Webb
Wylie

Not voting, 2:

McCosh
Moulton

The Skarda motion lost.

SPECIAL COMMITTEE REPORT

February 14, 1961

Subject: Report to the Legislature on LB 309
From: Nebraska Retirement Systems Advisory Committee

Gentlemen and Mrs. Orme:

Pursuant to Section 50-417, R.R.S. 1943, the Nebraska Retirement Systems Advisory Committee hereby make its report on LB 309, which bill pertains to the school retirement system.

The Committee has taken this bill under consideration, and finding that it merely makes two changes in the definition section of the law for purposes of clarification, reports favorably upon it. The bill will not extend the scope of the school retirement system nor will it require the expenditure of any additional funds.

Respectfully submitted,

(Signed) H. K. Diers
Senator H. K. Diers, Chairman
Nebraska Retirement Systems
Advisory Committee

Referred to the Committee on Education.

SELECT FILE

LEGISLATIVE BILL 36. Advanced to E and R for engrossment.

LEGISLATIVE BILL 38. Advanced to E and R for engrossment.

LEGISLATIVE BILL 40. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 23. E and R amendment found in the Legislative Journal for the Twenty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 24. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 55. Advanced to E and R for engrossment.

LEGISLATIVE BILL 56. Advanced to E and R for engrossment.

LEGISLATIVE BILL 57. Advanced to E and R for engrossment.

LEGISLATIVE BILL 61. Advanced to E and R for engrossment.

LEGISLATIVE BILL 62. Advanced to E and R for engrossment.

LEGISLATIVE BILL 65. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 69. Advanced to E and R for engrossment.

LEGISLATIVE BILL 27. E and R amendment found in the Legislative Journal for the Twenty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 72. E and R amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 73. Advanced to E and R for engrossment.

LEGISLATIVE BILL 74. Advanced to E and R for engrossment.

LEGISLATIVE BILL 164. E and R amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Mr. Waldo requested unanimous consent to bracket LB 164 on Select File.

Mr. Lautenschlager objected.

Mr. Waldo moved that LB 164 be bracketed on Select File.

Speaker Thompson Presiding

The motion lost with 16 ayes, 25 nays, and 2 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 173. E and R amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 63. Advanced to E and R for engrossment.

LEGISLATIVE BILL 64. Advanced to E and R for engrossment.

LEGISLATIVE BILL 66. Advanced to E and R for engrossment.

Visitors

Mr. Marvel introduced his wife and children, Doug and Anne, and Mr. and Mrs. Archie D. Marvel of Hastings.

Mr. Gerhart introduced Dr. Allen P. Burhardt of Norfolk.

Mr. Thompson introduced Mr. Fred Evans of Arapahoe.

Mr. Lautenschlager introduced District Judge Donald Weaver of Grand Island.

MESSAGE FROM THE GOVERNOR

February 14, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on February 13, 1961, I approved LB 4 and LB 119, and on February 14, 1961, I approved LB 2, LB 5, LB 6 and LB 8.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 338	Monday, February 20, 1961	2:00 p.m.
LB 372	Monday, February 20, 1961	2:00 p.m.
LB 325	Tuesday, February 21, 1961	2:00 p.m.
LB 417	Tuesday, February 21, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 222. Indefinitely postponed.

(Signed) George Syas, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 216. Placed on General File.

LEGISLATIVE BILL 253. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

GENERAL FILE

LEGISLATIVE BILL 149. Reading waived. Considered.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

Visitor

Mr. Moulton introduced Mr. George Naylor, Field Representative of the American Foundation for the Blind.

LEGISLATIVE BILL 147. Considered.

Mr. Ruhnke moved that LB 147 be indefinitely postponed.

Mr. Knight moved that LB 147 be recommitted to the Banking, Commerce and Insurance Committee for further hearing and consideration.

The Knight motion prevailed with 29 ayes, 10 nays, and 4 not voting.

LEGISLATIVE BILL 148. Considered.

Mr. Lautenschlager requested unanimous consent to have LB 148 recommitted to the Banking, Commerce and Insurance Committee.

President Burney Presiding

Mr. Knight objected.

Mr. Lautenschlager moved that LB 148 be recommitted to the Banking, Commerce and Insurance Committee.

The motion lost with 15 ayes, 24 nays, and 4 not voting.

Visitors

Mr. Fleming introduced Mrs. Clarabelle Parish, Kimball County Treasurer, and Mrs. Ida Bradt, Kimball County Assessor.

Mr. Craft introduced Messrs. Wendell Wood, W. D. Newberry, Robert Brown, and Jerry Pullium of North Platte.

Mr. Forrester introduced Miss Blanche Konkle of Broken Bow, and Mr. Roland Mullins of Lincoln.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Frank Nelson

The motion lost with 17 ayes, 20 nays, and 6 not voting.

GENERAL FILE

LEGISLATIVE BILL 148. Considered.

Advanced to E and R for review with 25 ayes, 9 nays, and 9 not voting.

Adjournment

At 12:08 p.m., on a motion by Mr. Stryker, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 15, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

Corrections for the Journal

Page 421, line 3, correct the spelling of the word "Supplement".

The Journal for the Thirtieth Day was approved as corrected.

Communications

Report from Mr. Lou Eby regarding Sergeant-at-arms, George L. Santo.

Letter from Mr. Joe Taylor of Hebron regarding permits for the movement of combines over state and county roads. Referred to the Public Works Committee.

Letter from Mr. John F. Coufal of Bruno regarding taxes.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 45. Placed on Select File.

LEGISLATIVE BILL 47. Placed on Select File.

LEGISLATIVE BILL 48. Placed on Select File.

LEGISLATIVE BILL 49. Placed on Select File.

LEGISLATIVE BILL 50. Placed on Select File.

LEGISLATIVE BILL 51. Placed on Select File.

LEGISLATIVE BILL 52. Placed on Select File.
LEGISLATIVE BILL 53. Placed on Select File.
LEGISLATIVE BILL 112. Correctly engrossed.
LEGISLATIVE BILL 60. Correctly engrossed.
LEGISLATIVE BILL 144. Correctly engrossed.
LEGISLATIVE BILL 150. Correctly engrossed.
LEGISLATIVE BILL 7. Correctly enrolled.
LEGISLATIVE BILL 9. Correctly enrolled.
LEGISLATIVE BILL 10. Correctly enrolled.
LEGISLATIVE BILL 11. Correctly enrolled.
LEGISLATIVE BILL 13. Correctly enrolled.
LEGISLATIVE BILL 14. Correctly enrolled.
LEGISLATIVE BILL 15. Correctly enrolled.
LEGISLATIVE BILL 16. Correctly enrolled.
LEGISLATIVE BILL 17. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 7 LB 9 LB 10 LB 11 LB 13 LB 14 LB 15 LB 16 LB 17

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 126. Indefinitely Postponed.

(Signed) J. W. Burbach, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 18.

A BILL FOR AN ACT relating to procedure in civil actions with respect to garnishment; to separate provisions relating to such procedure in county court actions from provisions applicable in municipal court actions so as to harmonize the same with other legislation; to amend section 26-151.01, Reissue Revised Statutes of Nebraska, 1943, so as to harmonize the provisions thereof with other legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 19.

A BILL FOR AN ACT to amend section 28-477, Revised Statutes Supplement, 1959, relating to contributing to the delinquency and neglect of a minor; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; and to repeal the original section and also section 43-221, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 20.

A BILL FOR AN ACT to amend sections 28-553 and 81-202, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Agriculture and Inspection; to change the name of the Bureau of Animal Husbandry to the Bureau of Animal Industry; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 21.

A BILL FOR AN ACT to amend section 29-623, Revised Statutes Supplement, 1959, relating to criminal procedure; to clarify the provisions thereof; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

February 10, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:00 P.M. on Wednesday, February 22, 1961 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison, as follows:

Forrest Johnson—State Tax Commissioner
James W. Murphy—Member, Board of Control

Respectfully submitted

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

Speaker Thompson Presiding

Visitors

Mr. Lautenschlager introduced Mr. and Mrs. Oscar Roeser of Grand Island, and Mr. and Mrs. Ed Pearson of Wood River.

SELECT FILE

LEGISLATIVE BILL 67. Advanced to E and R for engrossment.

LEGISLATIVE BILL 138. E and R amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 25. Advanced to E and R for engrossment.

LEGISLATIVE BILL 30. Advanced to E and R for engrossment.

LEGISLATIVE BILL 32. Advanced to E and R for engrossment.

LEGISLATIVE BILL 37. E and R amendment found in the Legislative Journal for the Thirtieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 41. Advanced to E and R for engrossment.

LEGISLATIVE BILL 42. E and R amendment found in the Legislative Journal for the Thirtieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 43. E and R amendment found in the Legislative Journal for the Thirtieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 44. Advanced to E and R for engrossment.

UNANIMOUS CONSENT—List of Lobbyists

Mr. Waldo requested unanimous consent to have the Clerk of the Legislature provide and maintain for each member, an up-to-date list of registered lobbyists. No objections. So ordered.

MOTION—Place LB 143 on General File

Mr. President: I move that LB 143 be placed on General File.
(Signed) Jack Romans

President Burney Presiding

The motion prevailed with 40 ayes, 0 nays, and 3 not voting.

Visitors

Mr. Moulton introduced Mrs. William Freiden and five boys from Lewis and Clark School, Omaha.

GENERAL FILE

LEGISLATIVE BILL 324. Considered.

Laid over at the request of Mr. Lautenschlager.

Visitors

Mr. Moulton introduced Mrs. Don Bentley and four girls from Lewis and Clark School, Omaha.

LEGISLATIVE BILL 181. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-sixth Day were adopted.

Mr. Nelson offered the following amendments which were adopted:

1. Add the emergency clause.

2. Amend the title to conform.

Advanced to E and R for review with 33 ayes, 4 nays, and 6 not voting.

LEGISLATIVE BILL 219. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 334. Read and considered.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 671. Read and considered.

Advanced to E and R for review with 28 ayes, 2 nays, and 13 not voting.

LEGISLATIVE BILL 672. Read and considered.

Advanced to E and R for review with 28 ayes, 2 nays, and 13 not voting.

Visitors

Mr. Bowen introduced Messrs. John Yost and Jerry Johnson of Red Cloud.

LEGISLATIVE BILL 321. Read and considered.

Speaker Thompson Presiding

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 199. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Mr. Nelson offered the following amendments which were adopted:

1. Add the emergency clause.

2. Amend the title to conform.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 255. Read and considered.

Messrs. Klaver and Vosoba moved that LB 255 be indefinitely postponed.

Mr. Klaver requested a record vote.

Voting in the affirmative, 28:

Adams
Adamson
Bridenbaugh
Burbach
Craft
Diers
Gerdes
Gerhart
Jensen
Kjar
Klaver
Knight
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Wylie

Voting in the negative, 12:

Brandt
Claussen
Erlewine
Fleming
Forrester
Hasebroock
Lautenschlager
Marvel
Romans
Russillo
Skarda
Webb

Not voting, 3:

Bowen
Syas
Waldo

The motion to indefinitely postpone prevailed.

President Burney Presiding

Visitor

Mr. Adamson introduced Mr. Don Hanna, Jr. of Brownlee.

MOTION—Flowers

Mr. President: I move that flowers be sent to Sergeant-at-arms George L. Santo. (Signed) Don Thompson

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 192. Read and considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

Visitor

Mr. Peck introduced Mr. Luther Bonhom of Fairbury.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Matt Wylie

The motion lost.

UNANIMOUS CONSENT—Cancel Hearings

Mr. Klaver requested unanimous consent for permission for the Public Health and Miscellaneous Subjects Committee to cancel hearings on LB 326, LB 329, and LB 333 which are scheduled for February 23, 1961. No objections. So ordered.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 188. Placed on General File.

LEGISLATIVE BILL 91. Placed on General File as amended.

Standing Committee amendments to LB 91:

1. Strike Section 1 and renumber the following sections in accordance thereto.

2. Amend title to conform.

(Signed) Arnold Ruhnke, Chairman

Revenue

LEGISLATIVE BILL 206. Placed on General File as amended.

Standing Committee amendments to LB 206:

1. Amend section 1 of the bill, line 21 by striking "four" and inserting "*five*", and line 21 by inserting after "due" the following:

"*; Provided, that if the county assessor upon the approval of the Tax Commissioner finds upon written protest and the evidence submitted in support thereof that any such omission or failure to return was the result of an innocent mistake, and could not in any way be deemed to be the result of an intent to avoid the filing of a lawful return or the payment of a tax lawfully due, the penalty in each such case shall be waived.*".

2. Amend section 2 of the bill, line 24 by inserting after "77-318" the following:

"; Provided, that if the county assessor upon the approval of the Tax Commissioner finds upon written protest and the evidence submitted in support thereof that any such omission or failure to return was the result of an innocent mistake, and could not in any way be deemed to be the result of an intent to avoid the filing of a lawful return or the payment of a tax lawfully due, the penalty in each such case shall be waived.".

3. Amend section 3 of the bill, line 20 by inserting after the period the following:

"If the Tax Commissioner finds from the evidence submitted that any such omission or failure to return was the result of an innocent mistake, and could not in any way be deemed to be the result of an intent to avoid the filing of a lawful return or the payment of a tax lawfully due, the penalty in each such case shall be waived.".

4. Amend section 4 of the bill, line 11 by inserting after "77-318" the following:

"; Provided, that if the county assessor upon the approval of the Tax Commissioner finds upon written protest and the evidence submitted in support thereof that any such omission or failure to return was the result of an innocent mistake, and could not in any way be deemed to be the result of an intent to avoid the filing of a lawful return or the payment of a tax lawfully due, the penalty in each such case shall be waived.".

5. Amend the title to conform.

(Signed) J. W. Burbach, Chairman

GENERAL FILE

LEGISLATIVE BILL 241. Read and considered.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend Section 1, line 5, by striking the word "full" and inserting in lieu thereof "fully".

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 292. Placed on General File.

LEGISLATIVE BILL 232. Placed on General File as amended.

Standing Committee amendments to LB 232:

1. Amend section 2 of the bill, line 4 by striking "food commodities," and show same as stricken matter, line 7 by inserting *"or"* before "civil", line 8 by striking "or welfare," and show same as stricken, line 14 by striking "welfare agencies," and show same as stricken matter, line 17 by striking "welfare agencies," and inserting "~~welfare agencies~~ *schools for the trainable approved by the State Department of Education for this type of program",* line 46 by striking "welfare," and show same as stricken matter, line 47 by striking "property," and show same as stricken matter, line 47 by inserting *"and"* before "funds", and lines 47 and 48 by striking ", and commodities" and show as stricken matter.

2. Amend the title to conform.

(Signed) George Syas, Chairman

Adjournment

At 11:52 a.m., on a motion by Mr. Romans, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 16, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Munnelly who was excused.

The Journal for the Thirty-first Day was approved.

Explanation of Vote

Mr. President: Had I been present when the vote was taken on LB 255 yesterday, I would have voted to indefinitely postpone the bill. (Signed) George Syas

Visitors

Mr. Skarda introduced Father James Stewart, St. Thomas Moore Church, Omaha.

Mr. Stromer introduced his mother, Mrs. Edward T. Stromer of Hastings.

Mr. Rasmussen introduced his wife.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LB 381	Wednesday, February 22, 1961	2:00 p.m.
LB 429	Wednesday, February 22, 1961	2:00 p.m.
LB 432	Wednesday, February 22, 1961	2:00 p.m.
LB 228	Wednesday, March 1, 1961	2:00 p.m.
LB 311	Wednesday, March 1, 1961	2:00 p.m.
LB 314	Wednesday, March 1, 1961	2:00 p.m.
LB 294	Wednesday, March 8, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on February 16, 1961, at 8:00 a.m.: LB 7 LB 9 LB 10 LB 11 LB 13 LB 14 LB 15 LB 16 LB 17

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 54. Placed on Select File as amended.

E and R amendments to LB 54:

1. In Standing Committee Amendment 1, line 1, insert a comma after "66-313".

2. In the title, line 8, insert "66-313," after "60-1509,".

LEGISLATIVE BILL 68. Placed on Select File.

LEGISLATIVE BILL 70. Placed on Select File.

LEGISLATIVE BILL 75. Placed on Select File as amended.

E and R amendments to LB 75:

1. In Standing Committee Amendment 1, line 3, insert "showing the same as stricken," after the comma.

2. In the title, line 6, insert "to provide for use of such library by the public;" after the semicolon.

LEGISLATIVE BILL 180. Placed on Select File.

LEGISLATIVE BILL 212. Placed on Select File as amended.

E and R amendment to LB 212:

1. In the title, line 5, strike "with" and insert "within".

LEGISLATIVE BILL 89. Placed on Select File as amended.

E and R amendments to LB 89:

1. In Standing Committee Amendment 3, line 6, strike the period and insert a period at the end of the line.

2. Strike Standing Committee Amendment 5.

LEGISLATIVE BILL 123. Placed on Select File.

LEGISLATIVE BILL 237. Placed on Select File.

LEGISLATIVE BILL 182. Placed on Select File.

LEGISLATIVE BILL 27. Correctly engrossed.

LEGISLATIVE BILL 151. Correctly engrossed.

LEGISLATIVE BILL 124. Correctly engrossed.

LEGISLATIVE BILL 18. Correctly enrolled.

LEGISLATIVE BILL 19. Correctly enrolled.

LEGISLATIVE BILL 20. Correctly enrolled.

LEGISLATIVE BILL 21. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Government and Military Affairs

LEGISLATIVE BILL 233. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 345. Placed on General File.

LEGISLATIVE BILL 346. Placed on General File.

(Signed) John P. Munnelly, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 18 LB 19 LB 20 LB 21

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 22.

A BILL FOR AN ACT to amend sections 31-138, 31-210, 31-333, 31-433, 31-509, 31-542.01, 31-705.01, 31-711.06, 31-752, 31-911, and 31-928, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to clarify the provisions thereof; to eliminate obsolete matter; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Jensen was excused at 9:27 a.m., for a short period.

LEGISLATIVE BILL 26.

A BILL FOR AN ACT to amend sections 37-201, 37-213, 37-224, 37-417, 37-501, 37-502, 37-505, and 37-706, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to clarify the provisions thereof; to eliminate obsolete matter; to harmonize the provisions thereof with other legislation; to correct internal references; and to repeal the original sections and also sections 37-503.03 and 37-503.04, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester

Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Recall LB 74

Mr. President: I move that LB 74 be recalled to Select File for the following specific amendment. (Signed) Joe T. Vosoba

1. In section 1, line 5, strike *"or"* and insert *"and all corporations organized for profit"*.

The motion prevailed with 36 ayes, 0 nays, and 7 not voting, and LB 74 was recalled to Select File.

SELECT FILE

LEGISLATIVE BILL 74. The pending Vosoba specific amendment found in this Day's Journal was adopted.

Adanced to E and R for engrossment.

LEGISLATIVE BILL 45. Advanced to E and R for engrossment.

LEGISLATIVE BILL 47. Advanced to E and R for engrossment.

LEGISLATIVE BILL 48. Advanced to E and R for engrossment.

LEGISLATIVE BILL 49. Advanced to E and R for engrossment.

LEGISLATIVE BILL 50. Advanced to E and R for engrossment.

LEGISLATIVE BILL 51. Advanced to E and R for engrossment.

LEGISLATIVE BILL 52. Advanced to E and R for engrossment.

LEGISLATIVE BILL 53. Advanced to E and R for engrossment.

Visitors

Mr. Marvel introduced Mr. Don Bell and Mr. Bob Stewart of Hastings.

Mr. Stryker introduced Mr. Hughes and fourteen students from Ceresco High School.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Appropriations and Claims

LB 285	Monday, February 27, 1961	2:00 p.m.
LB 286	Monday, February 27, 1961	2:00 p.m.
LB 379	Monday, March 6, 1961	2:00 p.m.

Government and Military Affairs

LB 153	Thursday, February 23, 1961	2:00 p.m.
LB 154	Thursday, February 23, 1961	2:00 p.m.
LB 155	Thursday, February 23, 1961	2:00 p.m.
LB 157	Thursday, February 23, 1961	2:00 p.m.
LB 167	Friday, February 24, 1961	2:00 p.m.
LB 168	Friday, February 24, 1961	2:00 p.m.
LB 169	Friday, February 24, 1961	2:00 p.m.
LB 170	Friday, February 24, 1961	2:00 p.m.
LB 96	Thursday, March 2, 1961	2:00 p.m.
LB 93	Thursday, March 2, 1961	2:00 p.m.
LB 111	Thursday, March 2, 1961	2:00 p.m.
LB 105	Thursday, March 2, 1961	2:00 p.m.
LB 101	Thursday, March 2, 1961	2:00 p.m.
LB 217	Friday, March 3, 1961	2:00 p.m.
LB 352	Friday, March 3, 1961	2:00 p.m.
LB 353	Friday, March 3, 1961	2:00 p.m.
LB 354	Friday, March 3, 1961	2:00 p.m.
LB 122	Thursday, March 9, 1961	2:00 p.m.
LB 195	Thursday, March 9, 1961	2:00 p.m.
LB 312	Thursday, March 9, 1961	2:00 p.m.
LB 592	Thursday, March 9, 1961	2:00 p.m.
LB 644	Thursday, March 9, 1961	2:00 p.m.
LB 221	Friday, March 10, 1961	2:00 p.m.
LB 270	Friday, March 10, 1961	2:00 p.m.
LB 497	Thursday, March 16, 1961	2:00 p.m.
LB 371	Thursday, March 16, 1961	2:00 p.m.
LB 140	Friday, March 17, 1961	2:00 p.m.
LB 344	Friday, March 17, 1961	2:00 p.m.
LB 375	Thursday, March 23, 1961	2:00 p.m.
LB 369	Thursday, March 23, 1961	2:00 p.m.

LB 277	Thursday, March 23, 1961	2:00 p.m.
LB 377	Friday, March 24, 1961	2:00 p.m.
LB 204	Friday, March 24, 1961	2:00 p.m.
LB 537	Thursday, March 30, 1961	2:00 p.m.
LB 538	Thursday, March 30, 1961	2:00 p.m.
LB 539	Thursday, March 30, 1961	2:00 p.m.
LB 540	Thursday, March 30, 1961	2:00 p.m.
LB 541	Thursday, March 30, 1961	2:00 p.m.
LB 548	Thursday, March 30, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 218. Placed on General File as amended.

Standing Committee amendments to LB 218:

1. Amend section 6 of the bill, line 49 by striking "which" and inserting "which *or when necessary during the making of temporary repairs to a highway or in emergencies, such speed limits*", in line 51 by inserting "*, and without the necessity of complying with the requirements of Chapter 84, article 9*" before the period, and by striking lines 70 to 73 and inserting "*(8) Violations of speed limits made under authority of subsection (5) of this section shall subject the violator to the same penalties as are imposed for other violations of the provisions of this section.*".

2. Amend section 12 of the bill line 5 by inserting "*trucks and*" before "maintenance".

3. Amend section 13 of the bill line 7 by inserting "*including parts of or easements across rights-of-way of a public utility or a railroad*" before "taken", line 10 by striking "any" and inserting "*such*", and lines 10 and 11 by striking "used or useful" and inserting "*as will result in a decrease in the territory or volume of service.*"

(Signed) Arnold Ruhnke, Chairman

GENERAL FILE

LEGISLATIVE BILL 174. Considered.

Mr. Fleming moved that LB 174 be indefinitely postponed.

Mr. Jensen moved the previous question. The motion prevailed with 35 ayes, 2 nays, and 6 not voting.

The Fleming motion prevailed with 28 ayes, 11 nays, and 4 not voting.

Visitors

Mr. Kjar introduced Mr. and Mrs. Harold Kirkpatrick and daughter, Nancy, of Lexington.

Announcement

Mr. Vosoba announced that LB 506 was heard by the Judiciary Committee on Wednesday, February 15, and that if there were any requests for a further hearing on this bill within a week, the Judiciary Committee would comply with the requests.

Visitor

President Burney introduced Mr. Glen E. Baker, Iowa State Tax Commissioner, of Red Oak, Iowa.

GENERAL FILE

LEGISLATIVE BILL 324. Laid over until February 23 at the request of Mr. Russillo.

LEGISLATIVE BILL 257. Read and considered.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

Speaker Thompson Presiding

LEGISLATIVE BILL 229. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitors

Mr. Craft introduced Messrs. Art Abbott of Ashby, and Wes Hansen of North Platte.

LEGISLATIVE BILL 115. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Mr. Bridenbaugh offered the following amendments which were adopted:

1. Section 1, lines 32 and 33, strike the words "and any land north of the Capitol Building between 14th and 16th and K and M Streets".

2. Amend the title to conform.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Mr. Vosoba Presiding

LEGISLATIVE BILL 172. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Mr. Bowen offered the following amendment which was adopted:

1. Amend Section 1, line 64, by inserting after the word *"commission"* the following: *", with the approval of the Governor,";* and amend the title to conform.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 194. Read and considered.

Mr. Thompson offered the following amendment which was adopted:

1. Amend section 1, line 5, by striking "six" and inserting "five" in lieu thereof.

Advanced to E and R for review with 34 ayes, 1 nay, and 8 not voting.

President Burney Presiding

Visitors

Mr. Webb introduced Mr. Chester Paxton of Thedford.

Mr. Hasebroock introduced Mr. Leo Knievel of West Point.

Members Excused

Messrs. Knight, Waldo, Syas, Claussen, and Klaver were excused for Friday, February 17, 1961.

GENERAL FILE

LEGISLATIVE BILL 202. Read and considered.

Advanced to E and R for review with 33 ayes, 1 nay, and 9 not voting.

LEGISLATIVE BILL 259. Read and considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

NOTICE OF COMMITTEE HEARINGS

Education

LB 437	Monday, March 6, 1961	2:00 p.m.
LB 525	Monday, March 6, 1961	2:00 p.m.
LB 510	Tuesday, March 7, 1961	2:00 p.m.
LB 596	Tuesday, March 7, 1961	2:00 p.m.

Public Health and Miscellaneous Subjects

LB 326	Thursday, March 9, 1961	2:00 p.m.
LB 329	Thursday, March 9, 1961	2:00 p.m.
LB 333	Thursday, March 9, 1961	2:00 p.m.
LB 527	Thursday, March 9, 1961	2:00 p.m.

Revenue

LB 295	Thursday, February 23, 1961	2:00 p.m.
LB 339	Thursday, February 23, 1961	2:00 p.m.
LB 341	Friday, February 24, 1961	2:00 p.m.
LB 398	Friday, February 24, 1961	2:00 p.m.
LB 348	Thursday, March 2, 1961	2:00 p.m.
LB 373	Thursday, March 2, 1961	2:00 p.m.
LB 401	Thursday, March 2, 1961	2:00 p.m.
LB 475	Thursday, March 2, 1961	2:00 p.m.
LB 412	Friday, March 3, 1961	2:00 p.m.
LB 439	Friday, March 3, 1961	2:00 p.m.
LB 567	Thursday, March 9, 1961	2:00 p.m.
LB 440	Friday, March 10, 1961	2:00 p.m.
LB 529	Friday, March 10, 1961	2:00 p.m.
LB 421	Thursday, March 16, 1961	2:00 p.m.
LB 422	Thursday, March 16, 1961	2:00 p.m.
LB 423	Thursday, March 16, 1961	2:00 p.m.
LB 645	Friday, March 17, 1961	2:00 p.m.
LB 646	Friday, March 17, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 136. Placed on General File as amended.

Standing Committee amendments to LB 136:

1. Amend section 1 of the bill, line 11 by striking "obectvve" and inserting *"objective"*.

2. Amend section 2 of the bill by striking lines 1 and 2 and inserting "Sec. 2. *Provisions of this act which pertain to freeways only, shall take precedence over existing highway"*.

3. Amend section 3 of the bill, line 6 by striking "intersecting areas" and inserting *"all intersecting road crossings"*, line 20 by striking "and" and inserting "or", line 29 by striking "roadway" and inserting *"right-of-way"*, line 45 by striking "a" and inserting *"the"*, line 66 by striking "watchman" and inserting *"flagman"*, by striking lines 71 to 75 and inserting *"(15) Median Crossover shall mean a constructed cross connection between the through roadways on which vehicles can reverse direction"*, line 79 by striking "and" and inserting *"or"*, and line 85 by inserting *", official traffic control devices"* after "roadsides".

4. Amend section 5 of the bill, line 9 by striking "or" and inserting *"and"*, line 10 by inserting *"is"* after "than", line 12 by striking "designate" and inserting *"declare"*, line 14 by striking "The rules", by striking line 15 and inserting *"Speed limitations stated in sections 39-723, 39-723.01, and 39-723.02 or determined and declared by the department pursuant to this section"*, line 16 by striking "act", line 18 by inserting *"on freeways"* after "control", line 18 by striking ". Nothing" and inserting *", and nothing"*, and by striking lines 20 to 23 and inserting *"contained in section 37-7,108 shall be construed to give local authorities power to change such speed limitations by ordinance."*.

5. Amend section 6 of the bill, line 9 by inserting *"or city"* after "county", line 18 by inserting *"ice treatment and"* before "removal", line 27 by inserting *"or village"* after "city", and line 28 by inserting *"or village"* after "city".

6. Amend section 8 of the bill, line 2 by striking "authorized" and line 3 by striking "crossovers in the median" and inserting *"median crossovers"*.

7. Amend section 10 of the bill by striking lines 2 to 6 and inserting *"driver of an emergency vehicle in this act, the driver of every vehicle, unless otherwise directed by a traffic or police officer, shall obey the instructions of any official traffic control device applicable thereto and placed in accordance with the provisions of this act."*.

8. Amend section 12 of the bill, line 10 by striking "crossover in the median" and inserting *"median crossover"*.

9. Amend section 13 of the bill, line 13 by inserting *", except emergency vehicles,"* after "vehicle", line 2 by striking "designated", line 3 by inserting *"by the department"* after "roads", and by striking lines 10 and 11 and inserting *"not self-propelled; (d) bicycles and motor scooters not having motors of more than ten horsepower; (e) animals led, driven on the hoof,"*.

10. Amend section 18 of the bill, by striking line 7 and inserting *"is reasonable and safe and does not create a hazardous movement to other vehicles within the deceleration lane or the main roadway; provided that once within the"*.

11. Amend section 22 of the bill by striking lines 2 and 3 and inserting *"maintained, or operated upon any private property adjacent to a freeway when such devices attract the attention of operators of vehicles upon the freeway by the use of"*, by striking line 13 and inserting *"advertising devices erected, maintained, or operated"*, by striking lines 3 and 4 and inserting *"of sections 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22 of this act shall be guilty"*, lines 6 to 11 be reinstating the stricken matter, by striking lines 11 to 13 and inserting "of speed exceeding *(1) seventy-five miles per hour upon any part of"*.

12. Amend section 25 of the bill by striking "sixty" and inserting *"sixty-five"*.

13. Amend section 26 of the bill, line 8 by striking "forty-five" and inserting *"forty"*.

14. Amend section 28 of the bill by striking lines 16 to 18 and inserting *"a traffic or police officer; provided further, that a vehicle proceeding at less than the normal speed of traffic at the time and place and under the conditions then existing shall keep to the right-hand lane."*.

15. Amend section 31 of the bill, line 3, by striking "(a)" and inserting "*(a) (1)"*; line 4 by striking *"(c)"* and inserting

"(3)"; line 16 by striking "(b)" and inserting "~~(b)~~ *(2)*"; line 16 by striking *"(c)"* and inserting *"(3)"*; line 19 by striking "(1)" and inserting "~~(1)~~ *(a)*"; line 22 by striking "(2)" and inserting "~~(2)~~ *(b)*"; line 24 by striking "~~or~~ (3)" and inserting "~~(3)~~ *(c)*"; line 32 to 35 by striking the new matter; and by inserting after subsection (2) a new subsection to be known as subsection (3) and to read as follows:

"(3) On a freeway as defined in section 3 of this act, it shall be permissible for a vehicle to pass another vehicle in either the left or right-hand lanes.".

16. Amend section 32 of the bill by striking lines 23 to 29 and inserting *"vided, on a freeway as defined in section 3 of this act the operator of any such vehicle shall also turn on its interior lights if operable, and vehicles equipped with an emergency switch for flashing all directional turn signals simultaneously shall exhibit such turn signals; provided however, that turn signals shall not be flashed on one side only"*.

17. Amend section 33 of the bill, line 2, by striking "(a)" and inserting "~~(a)~~ *(1)*"; line 19 by striking *"should"* and inserting *"shall"*; and line 22 by striking "(b)" and inserting "~~(b)~~ *(2)*".

18. Amend section 36 of the bill, line 11 by striking "4" and inserting *"3"*, line 13 by striking "with" and inserting *"with"*.

19. Amend section 37 of the bill, line 5 by striking "exised" and inserting *"excised"*.

(Signed) Arnold Ruhnke, Chairman

Agriculture

LEGISLATIVE BILL 209. Placed on General File as amended.

Standing Committee amendments to LB 209:

1. Amend section 2 of the bill, line 35 by striking "sixty" and inserting *"fifteen"*, line 47, insert *"When the colonies are brought into the state before July 1, the State Entomologist shall send this information to the county assessor involved so that those colonies are added to that years personal property tax list and for collection of the ten cents per colony bee tax."*, line 51 by striking "(1)", and by striking lines 58 to 63.

2. Amend the title to conform.

LEGISLATIVE BILL 236. Indefinitely postponed.

(Signed) Hans O. Jensen, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 161. Placed on General File as amended.

Standing Committee amendment to LB 161:

1. Amend section 2 of the bill, line 76 to 78 by reinstating the stricken matter, line 86 by striking new matter and reinstating the stricken matter.

LEGISLATIVE BILL 364. Placed on General File as amended.

Standing Committee amendments to LB 364:

1. Sec. 1, line 11, after "Nebraska" strike the period and insert:

", except for necessary maintenance or in case of emergency."

2. Amend the title to conform.

LEGISLATIVE BILL 481. Placed on General File.

(Signed) Jack Romans, Chairman

Adjournment

At 11:58 a.m., on a motion by Mr. Ruhnke, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 17, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Claussen, Klaver, Knight, Syas, Vosoba and Waldo, who were excused, and Mr. Munnelly who was excused until 10:00 a.m.

Corrections for the Journal

Page 453, delete lines 6 through 12.

Page 454, line 18, delete the period after the word *"hoof"* and insert a comma.

The Journal for the Thirty-second Day was approved as corrected.

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Burbach requested unanimous consent for permission to withdraw the hearing date scheduled by the Revenue Committee on LB 529. No objections. So ordered.

Communications

Letter from Mr. John Chladek, Secretary of the Czech Civic Alliance, Omaha, favoring LB 126.

Letter to Mr. Wylie from Mr. Warren E. Baker, Department Adjutant, The American Legion, opposing LB 216.

Two leaflets from F. Pallsen, Metairie, Louisiana, regarding religion.

An announcement from Drs. Holland and Yeager that a film dealing with fluoridation will be shown at 8:30 on Channel 3, Saturday evening.

Letter to Mr. Nelson from Mr. Anthony J. Mueller of Hartington, favoring LB 216.

Statement of the American Legion Department of Nebraska on LB 216 to Mr. Wylie, opposing LB 216.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 117. Placed on Select File as amended.

E and R amendments to LB 117:

1. To harmonize Standing Committee Amendment 1 and the Ruhnke General File amendment, in section 1, strike lines 24 and 25 and amendments thereto, and insert "reached. No permit to hunt wild turkeys shall be issued without payment of the fee therefor.".

2. Because Standing Committee Amendment 2 struck the new matter in section 3, lines 17 and 18, strike sections 3 and 4.

3. In the title, strike lines 2 and 3 and insert "For An Act relating to game; to"; in line 6 strike "to provide an exception;"; insert "and" at the end of line 6; and strike line 8 and insert "of any season.".

LEGISLATIVE BILL 183. Placed on Select File as amended.

E and R amendment to LB 183:

1. Strike Standing Committee Amendment 2.

LEGISLATIVE BILL 145. Placed on Select File.

LEGISLATIVE BILL 142. Placed on Select File as amended.

E and R amendments to LB 142:

1. On page 2, section 1, line 19, insert a comma after "ordinance".

2. In the Staubitz General File Amendment 1, line 4, insert a comma after "improvement".

3. On page 4, section 4, line 5, strike "shall have the power and".

4. On page 5, section 5, line 11, insert "which" after "and".

5. On page 6, section 6, line 4, insert "provided" after "as"; in lines 4 and 5, strike "provided"; in line 12, insert "provided" after "as"; and in line 13, strike "provided".

6. In the title, line 4, strike "extensions" and insert "extension"; and in line 4, insert "to provide for protests and the effect thereof;" after the semicolon.

LEGISLATIVE BILL 234. Placed on Select File as amended.

E and R amendment to LB 234:

1. For correlation purposes, in line 2 of both sections 1 and 2, and in line 3 of the title, insert "as amended by section 3, Legislative Bill 4, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and in section 1, line 3, strike "commercial".

LEGISLATIVE BILL 165. Placed on Select File as amended.

E and R amendment to LB 165:

1. In the title, strike line 9 and insert "ployees of the district, the state, or the state Civil Defense Agency".

LEGISLATIVE BILL 84. Placed on Select File.

LEGISLATIVE BILL 86. Placed on Select File as amended.

E and R amendment to LB 86:

1. For correlation purposes, in line 2 of both section 1 and section 2, and also in the title, line 3, insert "as amended by section 2, Legislative Bill 5, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and in section 1, line 3, strike "license" and insert "permit".

LEGISLATIVE BILL 671. Placed on Select File.

LEGISLATIVE BILL 672. Placed on Select File.

LEGISLATIVE BILL 116. Correctly engrossed.

LEGISLATIVE BILL 31. Correctly engrossed.

LEGISLATIVE BILL 34. Correctly engrossed.

LEGISLATIVE BILL 35. Correctly engrossed.

LEGISLATIVE BILL 22. Correctly enrolled.

LEGISLATIVE BILL 26. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Judiciary

LEGISLATIVE BILL 176. Indefinitely postponed.

LEGISLATIVE BILL 302. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

Visitors

Mrs. Orme introduced Mrs. Isabella J. Jones of Washington, D. C., Director of The National Committee for Children and Youth, and Mrs. Howard N. Kelley of Grand Island, Chairman of the Governor's White House Youth Committee, State of Nebraska.

Presented to the Governor

Presented to the Governor for approval on February 16, 1961, at 4:00 p.m.: LB 18 LB 19 LB 20 LB 21

(Signed) Martha Haines, Enrolling Clerk

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 22 LB 26

STANDING COMMITTEE REPORTS

Committee on Committees

February 16, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:-

The Committee on Committees desires to report favorably upon the appointment listed below, made by the members of the Board of Educational Lands and Funds. The Committee suggests that the appointment be voted upon by this legislative body, and separately confirmed.

Elmer H. Mahlin—Secretary to the Board of Educational Lands and Funds

This appointment began on January 1, 1961, and will end on December 31, 1962.

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

MOTION—Accept Report

Mr. President: I move that the report of the Committee on Committees be accepted and that the appointment be confirmed. (Signed) J. O. Peck

The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Gerdes introduced Mrs. Carl Bruns of Chappell and Mrs. William Lendeken of Chadron.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 28.

A BILL FOR AN ACT to amend section 38-123, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and ward; to harmonize the provisions thereof with other legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Webb
Wylie

Voting in the negative, 0.

Not voting, 7:

Claussen
Klaver
Knight
Munnelly
Syas
Vosoba
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 29.

A BILL FOR AN ACT to amend sections 39-742, 39-764, 39-767, 39-7,118.01, 39-7,122, 39-7,123.03, 39-803.05, 39-1719, and 39-1723, Reissue Revised Statutes of Nebraska, 1943, relating to highways and bridges; to clarify the provisions thereof; to correct internal reference; to harmonize the provisions thereof with other legislation; to eliminate obsolete matter; to eliminate an erroneous penalty provision and substitute therefor a provision in harmony with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Webb
Wylie

Voting in the negative, 0.

Not voting, 8:

Claussen
Klaver
Knight
Moulton
Munnelly
Syas
Vosoba
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 59. Laid over.

LEGISLATIVE BILL 131.

A BILL FOR AN ACT to amend section 75-508, Reissue Revised Statutes of Nebraska, 1943, relating to common carriers; to provide that nothing in the provisions of sections 75-501 to 75-512, Reissue

Revised Statutes of Nebraska, 1943, shall prevent the carriage, storage, or handling of freight free, or at reduced rates for school districts to and from fairs and from fairs and expositions for exhibition thereat; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Webb
Wylie

Voting in the negative, 0.

Not voting, 7:

Claussen
Klaver
Knight
Munnelly
Syas
Vosoba
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 54. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 68. Advanced to E and R for engrossment.

LEGISLATIVE BILL 70. Advanced to E and R for engrossment.

LEGISLATIVE BILL 75. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 180. Advanced to E and R for engrossment.

LEGISLATIVE BILL 212. E and R amendment found in the Legislative Journal for the Thirty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 123. Advanced to E and R for engrossment.

LEGISLATIVE BILL 89. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 237. Advanced to E and R for engrossment.

LEGISLATIVE BILL 182. Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 225. Section 1 read and considered.

Mr. Erlewine offered the following amendment:

1. Section 1, line 4, strike the word "shall" and insert "may", and strike the remainder of the section, and insert "to help him in the discharge of his or her duties, who shall be paid from funds deducted from the salary of the elected attorney."; and amend the title to conform.

Amendment pending.

Laid over at the request of Mr. McHugh.

Visitor

Mr. Gerhart introduced Mr. Alvin Mossman of Battle Creek.

MOTION—Taxation Clinic

Mr. President: I move that Clifford Hardin, Chancellor of the University of Nebraska, arrange, for the instruction of members of this Legislature, a special clinic on problems of taxation in Nebraska, to be (1) conducted by such experts in the field of taxation as the chancellor may select, (2) not less than two days in duration, and (3) conducted not later than mid-March, 1961. (Signed) John Adams, Sr.

The motion lost with 9 ayes, 22 nays, and 12 not voting.

GENERAL FILE

LEGISLATIVE BILL 216. Laid over until Friday, March 17, 1961, at the request of Mr. Craft.

LEGISLATIVE BILL 143. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 188. Read and considered.

Speaker Thompson Presiding

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Speaker Thompson introduced Mr. L. F. Zabel and son of Cambridge.

Mr. Forrester introduced Mr. and Mrs. Russell Shanks and son, Duane, and daughters, Corenne and Rhonda, of Comstock.

LEGISLATIVE BILL 91. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-first Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 206. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-first Day were adopted.

Advanced to E and R for review with 30 ayes, 5 nays, and 8 not voting.

Visitors

Mr. Craft introduced Lt. Colonel and Mrs. Robert Felt of North Platte.

LEGISLATIVE BILL 292. Read and considered.

Mr. Bowen offered the following amendment which was adopted:

1. Amend section 1, line 32, by inserting after the word "department" the following: "and with the approval of the Governor".

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 232. Laid over until Tuesday, February 21, at the request of Mr. Romans.

LEGISLATIVE BILL 345. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 346. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Mr. Bridenbaugh Presiding

LEGISLATIVE BILL 218. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Announcement

Mr. Munnelly announced that the Banking, Commerce and Insurance Committee has scheduled a public hearing on LB 338 for Monday, February 20, and that if the Committee finds it necessary, a further hearing will be scheduled.

Speaker Thompson Presiding

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LB 648	Wednesday, March 8, 1961	2:00 p.m.
LB 649	Wednesday, March 8, 1961	2:00 p.m.

Agriculture

LB 213	Wednesday, March 1, 1961	2:00 p.m.
LB 214	Wednesday, March 1, 1961	2:00 p.m.
LB 215	Wednesday, March 1, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 275. Indefinitely postponed.

(Signed) Jack Romans, Chairman

Agriculture

LEGISLATIVE BILL 280. Placed on General File as amended.

Standing Committee amendments to LB 280:

1. Amend section 1 of the bill, line 11 by reinstating the stricken matter, and line 19 by inserting after "law" the following: *", but all guns used illegally which are seized for evidence upon arrest, shall be returned by the court to the person from whom said guns were seized following disposition of the case."*

2. Amend title to conform.

(Signed) Hans O. Jensen, Chairman

Revenue

LEGISLATIVE BILL 256. Placed on General File.

(Signed) J. W. Burbach, Chairman

Adjournment

At 11:51 a.m., on a motion by Mr. Russillo, the Legislature adjourned until 10:00 a.m., Monday, February 20, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 20, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Thirty-third Day was approved.

Announcement

Mr. Ruhnke announced that the Unicameral Prayer Breakfast will be held in the Kopper Kettle, Thursday, February 23, at 7:30 a.m.

Communications

Letter from Mr. Clyde A. Logsdon, Omaha, opposing fluoridation.

Letter from Mr. J. G. Heinzelman, Verdon, opposing a sales tax.

UNANIMOUS CONSENT—Withdraw LB 368

Mr. Rasmussen requested unanimous consent to withdraw LB 368. Request pending. Laid over.

Visitor

Mr. Marvel introduced Mr. Steve Merboth of Hastings.

MESSAGE FROM THE GOVERNOR

February 17, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on this date, February

17, 1961, I approved LB 7, LB 9, LB 10, LB 11, LB 13, LB 14, LB 15, LB 16, LB 17, LB 18, LB 19, LB 20, and LB 21.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 461	Monday, February 27, 1961	2:00 p.m.
LB 568	Monday, February 27, 1961	2:00 p.m.
LB 569	Monday, February 27, 1961	2:00 p.m.
LB 465	Tuesday, February 28, 1961	2:00 p.m.
LB 556	Tuesday, February 28, 1961	2:00 p.m.
LB 579	Tuesday, February 28, 1961	2:00 p.m.
LB 428	Monday, March 6, 1961	2:00 p.m.
LB 431	Monday, March 6, 1961	2:00 p.m.
LB 578	Tuesday, March 7, 1961	2:00 p.m.

Revenue

LB 546	Friday, March 10, 1961	2:00 p.m.

Explanation of Vote

Mr. President: If I had not been absent because of icy roads on February 17, 1961, I would have voted "Aye" on LB 28, LB 29, and LB 131. (Signed) Joe T. Vosoba

Presented to the Governor

Presented to the Governor for approval on February 17, 1961, at 4:30 p.m.: LB 26 LB 22

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 196. Placed on General File as amended.

Standing Committee amendments to LB 196:

1. On page 22, section 6, line 1, strike "milk distributor or operator of a milk plant", in line 2, strike ", or receive into the State of", strike line 4 and in line 5 strike "sold or served,".

2. On pages 33 and 34, strike sections 19 and 20, and insert in lieu thereof the following:

"Sec. 19. All milk and milk products labeled Grade A as defined in this act shall be pasteurized in the manner provided in subdivision (39) of section 3 of this act.

Sec. 20. Milk or milk products not produced under Grade A requirements, as provided in this act, (1) shall be from herds that are brucellosis-free as determined by the blood test recognized by the Bureau of Animal Industry, United States Department of Agriculture, and retested annually, and such herds shall have passed a tuberculin test within the prior six years and subsequent retests must be made each succeeding six years or less; (2) the packages or containers in which such milk or milk products are offered or exposed for sale shall be labeled with the word Ungraded in letters no smaller than the name of the product on the label and in no event in letters less than one-fourth inch in height; (3) the ungraded milk or milk products shall be pasteurized in the manner provided in section 3 of this act; (4) ungraded pasteurized milk at no time before delivery shall have a bacterial plate count exceeding 50,000 per milliliter or a coliform count exceeding ten per milliliter as determined in accordance with section 8 of this act. The bacterial count standards shall be doubled in the case of cream and half and half and shall be omitted in the case of sour cream, buttermilk, cultured buttermilk, cultured milk, cottage cheese, and creamed cottage cheese; and (5) all milk and milk products offered or exposed for sale for consumption on the premises shall be labeled Grade A as required by this act; *Provided,* that sales by farmers direct to the ultimate consumer shall be exempt from the requirements of subdivisions (3), (4), and (5) of this section, but shall be labeled with the words Raw-Ungraded in the manner provided in subdivision (2) of this section.".

3. On pages 34 and 35, section 22, strike "butter," in lines 3 and 5, and strike "butter" in lines 12 and 17.

4. Amend the title to conform.

(Signed) Hans O. Jensen, Chairman

Enrollment and Review

LEGISLATIVE BILL 87. Placed on Select File as amended.

E and R amendment to LB 87:

1. In section 3, line 1, strike "moneys" and insert "~~moneys~~ *money*"; and in line 6 strike "them" and insert "~~them~~ *it*".

LEGISLATIVE BILL 252. Placed on Select File as amended.

E and R amendment to LB 252:

1. In section 1, line 10, add an underscored semicolon after "*copies*",

LEGISLATIVE BILL 99. Placed on Select File as amended.

E and R amendments to LB 99:

1. In Standing Committee Amendment 1, lines 1 and 2, strike "between the words 'urine' and" and insert "before".

2. In Standing Committee Amendment 3, line 2, strike the comma after "urine"; and in line 2, insert "showing the same as stricken," before "and".

3. In Standing Committee Amendment 4, lines 1 and 2, strike "between the words 'urine' and" and insert "before".

4. In Standing Committee Amendment 5, lines 1 and 2, strike "between the words 'urine' and" and insert "before".

5. In section 3, line 5, strike "or *of his*" and insert "~~or~~;" and strike the comma at the end of the line; and in line 11, strike the comma after "urine".

6. In the title, line 5, strike "or saliva"; and in line 6, insert "to remove provisions for testing of spinal fluid;" after the semicolon.

LEGISLATIVE BILL 82. Placed on Select File as amended.

E and R amendment to LB 82:

1. In the title, line 9, strike "requires" and insert "does not require".

LEGISLATIVE BILL 109. Placed on Select File as amended.

E and R amendment to LB 109:

1. In the title, line 6, strike "that".

LEGISLATIVE BILL 166. Placed on Select File as amended.

E and R amendment to LB 166:

1. On page 2, section 3, line 3, strike the comma; in line 4, strike "and" and insert, in lieu thereof, a comma; and in line 6, strike "be".

LEGISLATIVE BILL 108. Placed on Select File as amended.

E and R amendment to LB 108:

1. In the title, lines 3 and 4, strike "cities of the second class and"; and in line 8, insert "for the chairman and members of the board of trustees" before the semicolon.

LEGISLATIVE BILL 78. Placed on Select File as amended.

E and R amendments to LB 78:

1. In the Brandt General File amendment, insert ", showing the same as stricken," at the end of line 1.

2. In the title, line 6, strike "infant" and insert "minor".

LEGISLATIVE BILL 36. Correctly engrossed.

LEGISLATIVE BILL 38. Correctly engrossed.

LEGISLATIVE BILL 23. Correctly engrossed.

LEGISLATIVE BILL 28. Correctly enrolled.

LEGISLATIVE BILL 29. Correctly enrolled.

LEGISLATIVE BILL 131. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 28 LB 29 LB 131

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 59.

A BILL FOR AN ACT to amend section 10-126, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of political subdivisions of the state; to provide for the redemption of bonds of prescribed districts after annexation by any municipality; to authorize bonds of any city of the metropolitan class to contain such provisions with respect to redemption as the city shall provide; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 112. With emergency.

A BILL FOR AN ACT to amend section 77-1211, Revised Statutes Supplement, 1959, relating to taxation; to provide for the taxing of livestock held in this state part of the year and outside the state part of the year; to provide for proportional taxation on a reciprocal basis; to provide procedures; to provide penalties; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester

Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 60.

A BILL FOR AN ACT to amend section 51-202, Reissue Revised Statutes of Nebraska, 1943, relating to libraries; to provide that home rule charter cities shall have authority to fix by ordinance the length of terms of members of the city library board; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 144.

A BILL FOR AN ACT to amend section 2-1604, Revised Statutes Supplement, 1959, relating to county extension work; to increase the amount that may be appropriated from the general fund of the county for the support of agricultural extension work; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 150.

A BILL FOR AN ACT to amend section 84-710, Reissue Revised Statutes of Nebraska, 1943, relating to state offices; to exempt prescribed receipts of the Nebraska State Historical Society from the requirement of deposit in the state treasury; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester

Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo

Voting in the negative, 1:

Wylie

Not voting, 1:

Webb

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Stromer introduced Dr. H. Lloyd Weaver, Professor of Botany, University of Nebraska.

Member's Anniversary

Mr. Rasmussen announced that yesterday was Senator and Mrs. Webb's Fifty-third Wedding Anniversary, and that in their honor, cake and coffee would be served.

Ease

The Legislature was at ease from 10:39 until 11:00 a.m.

Mr. Webb thanked the members for sharing the occasion with them.

Reference Committee Report

LB	Re-referred from
224	Government and Military Affairs to Judiciary
258	Government and Military Affairs to Judiciary
272	Government and Military Affairs to Judiciary
276	Government and Military Affairs to Judiciary
281	Government and Military Affairs to Judiciary
282	Government and Military Affairs to Judiciary
316	Government and Military Affairs to Miscellaneous Appropriations and Claims
356	Government and Military Affairs to Judiciary

402	Government and Military Affairs to Judiciary
445	Government and Military Affairs to Judiciary

(Signed) Dwight W. Burney
Chairman

Visitors

Mr. Gerdes introduced Mr. Henry Freed, member of the State Normal Board.

Mr. Romans introduced Messrs. Bernard Berberick, Leo Semper, and Ralph Brown, of Spalding.

Mr. Forrester introduced Miss Martha Todge of Lincoln, and Mr. James L. Cornish of Oconto.

SELECT FILE

LEGISLATIVE BILL 117. E and R amendments found in the Legislative Journal for the Thirty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 183. E and R amendment found in the Legislative Journal for the Thirty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 145. Advanced to E and R for engrossment.

LEGISLATIVE BILL 142. E and R amendments found in the Legislative Journal for the Thirty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 234. E and R amendment found in the Legislative Journal for the Thirty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 165. E and R amendment found in the Legislative Journal for the Thirty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 84. Advanced to E and R for engrossment.

LEGISLATIVE BILL 86. E and R amendment found in the Legislative Journal for the Thirty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 671. Advanced to E and R for engrossment.

LEGISLATIVE BILL 672. Advanced to E and R for engrossment.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 284	Monday, February 27, 1961	2:00 p.m.
LB 400	Monday, February 27, 1961	2:00 p.m.
LB 483	Monday, February 27, 1961	2:00 p.m.
LB 290	Tuesday, February 28, 1961	2:00 p.m.
LB 416	Tuesday, February 28, 1961	2:00 p.m.
LB 349	Monday, March 6, 1961	2:00 p.m.
LB 365	Monday, March 6, 1961	2:00 p.m.
LB 456	Monday, March 6, 1961	2:00 p.m.
LB 293	Tuesday, March 7, 1961	2:00 p.m.
LB 350	Tuesday, March 7, 1961	2:00 p.m.
LB 361	Tuesday, March 7, 1961	2:00 p.m.
LB 310	Monday, March 13, 1961	2:00 p.m.
LB 545	Monday, March 13, 1961	2:00 p.m.
LB 424	Monday, March 13, 1961	2:00 p.m.
LB 382	Tuesday, March 14, 1961	2:00 p.m.
LB 343	Tuesday, March 14, 1961	2:00 p.m.
LB 448	Monday, March 20, 1961	2:00 p.m.
LB 503	Monday, March 20, 1961	2:00 p.m.
LB 449	Monday, March 20, 1961	2:00 p.m.
LB 436	Tuesday, March 21, 1961	2:00 p.m.
LB 523	Tuesday, March 21, 1961	2:00 p.m.
LB 458	Tuesday, March 21, 1961	2:00 p.m.
LB 555	Monday, March 27, 1961	2:00 p.m.
LB 574	Monday, March 27, 1961	2:00 p.m.
LB 583	Monday, March 27, 1961	2:00 p.m.
LB 480	Tuesday, March 28, 1961	2:00 p.m.
LB 512	Tuesday, March 28, 1961	2:00 p.m.
LB 522	Tuesday, March 28, 1961	2:00 p.m.
LB 656	Monday, April 10, 1961	2:00 p.m.
LB 547	Monday, April 10, 1961	2:00 p.m.

LB 531	Monday, April 10, 1961	2:00 p.m.
LB 528	Monday, April 10, 1961	2:00 p.m.
LB 633	Tuesday, April 11, 1961	2:00 p.m.
LB 634	Tuesday, April 11, 1961	2:00 p.m.
LB 427	Tuesday, April 11, 1961	2:00 p.m.
LB 191	Monday, April 17, 1961	2:00 p.m.
LB 504	Monday, April 17, 1961	2:00 p.m.
LB 551	Monday, April 17, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 205. Placed on General File.

(Signed) Sam Klaver, Chairman

GENERAL FILE

LEGISLATIVE BILL 225. Considered.

Mr. Erlewine withdrew his pending amendment found in the Legislative Journal for the Thirty-third Day.

Mr. Erlewine offered the following amendment:

1. Strike all of Section 1 following the numbers 23-1204 in line 3 and substitute the following:

"The county commissioners or county supervisors may appoint one or more deputy county attorneys to assist the elected county attorney in the discharge of his duties and shall fix his compensation as they see fit.".

Mr. Staubitz moved to amend the Erlewine amendment as follows:

1. Strike the Erlewine amendment and amend section 1, by striking lines 3 through 7, and inserting the following:

"23-1204. The county attorney, with the approval of the county board, may appoint one or more deputy county attorneys, whose compensation shall be fixed by the county board, to assist him in the discharge of his duties.".

Speaker Thompson Presiding

Amendments pending.

UNANIMOUS CONSENT—Re-refer LB 288

Mr. Burbach requested unanimous consent to have LB 288 re-referred to the Budget Committee from the Revenue Committee. He announced that the Revenue Committee had held a hearing on the bill Friday, February 17, 1961. No objections. So ordered.

Adjournment

At 11:46 a.m., on a motion by Mr. Ruhnke, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 21, 1961

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

Corrections for the Journal

Page 475, line 37, correct the spelling of the name "Adams".

The Journal for the Thirty-fourth Day was approved as corrected.

Communications

Resolutions from the Nebraska Association of Workers for the Blind favoring LB 429 and LB 432.

Visitors

Mr. Erlewine introduced Mr. Gene Mitchem of Grant, and Mr. O. H. Ross of Madrid.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 651	Tuesday, February 28, 1961	2:00 p.m.
LB 652	Tuesday, February 28, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on February 20, 1961, at 4:00 p.m.: LB 131 LB 29 LB 28

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

LEGISLATIVE BILL 83. Placed on Select File as amended.

E and R amendments to LB 83:

1. On page 5, section 4, line 20, strike "~~and~~" and insert "*and*".

2. For correlation purposes, in section 4, line 2, insert "as amended by section 3, Legislative Bill 11, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and, after "city" in lines 3, 5, 7, and 9, insert "or village".

3. For correlation purposes, strike section 5 and renumber original sections 6 to 8 as 5 to 7 respectively.

4. For correlation purposes, in renumbered section 7, line 3, strike "18-301, and 18-302," and insert "and 18-301,"; and in line 4, insert "as amended by section 3, Legislative Bill 11, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma.

5. For correlation purposes, in the title, line 4, strike "18-301, and 18-302," and insert "and 18-301,"; and in line 5, insert "as amended by section 3, Legislative Bill 11, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma.

6. Strike the Bowen General File Amendment 1.

LEGISLATIVE BILL 79. Placed on Select File as amended.

E and R amendment to LB 79:

1. In section 1, strike lines 8 and 9 and insert "punished by a fine of not less than ten dollars nor more than three hundred dollars, or by imprisonment not to exceed six months, or by".

LEGISLATIVE BILL 92. Placed on Select File.

LEGISLATIVE BILL 141. Placed on Select File.

LEGISLATIVE BILL 121. Placed on Select File as amended.

E and R amendments to LB 121:

1. In line 6 of section 2, added by Standing Committee Amendment 2, strike the quotation marks.

2. In the title, strike line 5, and insert "thereof; to provide for publication of notices in telephone directories as prescribed; and to provide penalties."

LEGISLATIVE BILL 210. Placed on Select File as amended.

E and R amendment to LB 210:

1. Strike Standing Committee Amendment 2.

LEGISLATIVE BILL 211. Placed on Select File as amended.

E and R amendments to LB 211:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 249. Placed on Select File as amended.

E and R amendments to LB 249:

1. In section 1, line 20, insert "*inadequate or*" after "is"; and at the end of line 24, add "*If any additional security ordered is not deposited within ten days, the Department of Motor Vehicles shall proceed under the provisions of section 60-507.*".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

3. In the title, line 5, insert "increased or" after "be"; in line 8, insert "inadequate or" after "is"; in line 8, strike "and" and insert "to provide action to be taken upon failure to deposit additional security as prescribed;"; and in line 9, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 24. Correctly engrossed.

LEGISLATIVE BILL 55. Correctly engrossed.

LEGISLATIVE BILL 56. Correctly engrossed.

LEGISLATIVE BILL 57. Correctly engrossed.

LEGISLATIVE BILL 61. Correctly engrossed.

LEGISLATIVE BILL 62. Correctly engrossed.

LEGISLATIVE BILL 65. Correctly engrossed.

LEGISLATIVE BILL 59. Correctly enrolled.

LEGISLATIVE BILL 112. Correctly enrolled.

LEGISLATIVE BILL 144. Correctly enrolled.

LEGISLATIVE BILL 60. Correctly enrolled.

LEGISLATIVE BILL 150. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business the President signed: LB 59 LB 112 LB 144 LB 60 LB 150

Visitor

Mr. Adamson introduced Mr. Lyle Linstrom, City Manager, of Valentine.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 27.

A BILL FOR AN ACT to amend sections 37-603, 37-605, 37-606, 37-609, 37-610, and 39-713.01, Reissue Revised Statutes of Nebraska, 1943, relating to the Game, Forestation and Parks Commission; to change the designation of enforcement officers of the commission from game wardens and deputy game wardens to conservation officers and deputy conservation officers in order to harmonize the provisions thereof with previous legislation changing the designation of the secretary of the commission from chief game warden to chief conservation officer and authorizing him to appoint conservation officers and deputy conservation officers; to remove obsolete provisions pertaining to bonds of deputy wardens and special deputy wardens; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 151.

A BILL FOR AN ACT relating to the Nebraska State Historical Society; to establish the Historical Society Fund in the state treasury; and to provide the funds to be credited thereto, and the conditions and purposes for expenditure thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Moulton
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 124.

A BILL FOR AN ACT to amend section 79-311, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the consolidation of two or more counties into county superintendent districts; to provide procedures for the formation of such districts; to provide for elections; to provide duties for various public officers; to provide for salaries; to provide for duties of a district superintendent; to provide for legal services for a district superintendent; to provide for withdrawal of a county from a district; to provide procedures for counties remaining after withdrawal of one county; to harmonize provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Withdraw LB 368

Mr. Rasmussen renewed his pending request found in the Legislative Journal for the Thirty-fourth Day to withdraw LB 368. There were no objections, and the bill was withdrawn.

SELECT FILE

LEGISLATIVE BILL 87. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 252. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 99. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 82. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 109. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 166. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 108. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 78. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

Visitor

Mr. Rasmussen introduced Mr. W. Nick Neff of Fremont.

GENERAL FILE

LEGISLATIVE BILL 225. Considered.

Mr. Erlewine requested unanimous consent for permission to withdraw his pending amendment found in the Legislative Journal for the Thirty-fourth Day. No objections. So ordered.

Mr. Romans moved that LB 225 be indefinitely postponed.

The motion lost with 8 ayes, 30 nays, and 5 not voting.

Laid over at the request of Mr. Staubitz.

LEGISLATIVE BILL 232. Considered.

Mr. Fleming moved to indefinitely postpone LB 232.

The motion prevailed with 39 ayes, 2 nays, and 2 not voting.

Visitors

Mr. McHugh introduced members of the Jolly Fairlanders Extension Club from Cass County and their President, Mrs. Wayne Swarts.

STANDING COMMITTEE REPORTS

Committee on Committees

February 21, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:-

The Committee on Committees desires to report favorably upon the appointments listed below, submitted by Governor Frank B. Morrison. The Committee suggests that the appointments be voted upon by this legislative body, and separately confirmed.

Pearle F. Finigan—Director, Department of Agriculture & Inspection

This appointment began on January 1, 1961, and will end on January 3, 1963.

Ralph Misko—Director, Department of Banking

This term started January 1, 1961, and will end on January 3, 1963.

Frank J. Barrett—Director, Department of Insurance

This term began on January 1, 1961, and will end on January 3, 1963.

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

MOTION—Accept Report

Mr. President: I move that the report of the Committee on Committees be accepted and that the appointments be confirmed separately by record votes. (Signed) J. O. Peck

The motion prevailed.

Vote on Mr. Finigan

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Munnelly
Skarda
Syas

Having received a majority of the votes of all members, the President declared the appointment of Mr. Finigan confirmed.

Vote on Mr. Misko

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Munnelly
Skarda

Having received a majority of the votes of all members, the President declared the appointment of Mr. Misko confirmed.

Vote on Mr. Barrett

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Munnelly
Skarda

Having received a majority of the votes of all members, the President declared the appointment of Mr. Barrett confirmed.

Speaker Thompson Presiding

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

February 21, 1961

MR. PRESIDENT:

The Committee on Committees will meet on Monday, February 27, 1961 at 1:00 P.M. in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison as follows:

Donald E. Bastemeyer—Commissioner of Labor

This hearing is re-scheduled from February 20, due to the fact that Mr. Bastemeyer was out of the city, and therefore unable to be present on that date.

George L. Morris—Agent, Purchasing Department

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP/nj

Agriculture

LB 370	Wednesday, March 8, 1961	2:00 p.m.
LB 450	Wednesday, March 8, 1961	2:00 p.m.

RESOLUTIONS

LEGISLATIVE RESOLUTION 9. Re: Resolution No. 40, Introduced in the United States Senate, to Develop a Lewis and Clark Tourway.

Introduced by Ross H. Rasmussen, 11th District; Frank Nelson, 28th District; and Lloyd W. Stalder, 1st District.

WHEREAS, Resolution No. 40 has been introduced in the Senate of the United States to develop a Lewis and Clark Tourway; and

WHEREAS, the Resolution is based on the historic importance of the route, the tourist potential and assistance to conservation; and

WHEREAS, Nebraska is vitally interested in such a tourway because of the vital importance of Nebraska to the Lewis and Clark Tourway and other great highways across Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Nebraska Legislature endorses and supports the above described Resolution and urges the adoption thereof.

2. That copies of this Resolution be transmitted to the Vice President of the United States as President of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Senate of the United States and in the House of Representatives of the United States.

3. That copies of this Resolution be transmitted to the presiding officers of the Legislatures of the other forty-nine states for their information and consideration.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Rasmussen requested unanimous consent to add the following as co-introducers of LR 9: W. H. Hasebroock, 12th District; J. W. Burbach, 14th District; Michael P. Russillo, 9th District; Edwin T. McHugh, 3rd District; George Syas, 4th District; William B. Brandt, 2nd District; John Adams, Sr., 5th District; Hal Bridenbaugh, 13th District; William R. Skarda, Jr., 7th District; John P. Munnelly, 8th District; William Moulton, 10th District; and Sam Klaver, 6th District.

No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 136. Read and considered.

Standing Committee amendments 1, 2, 3, 4, 5, 6, 7, and 8, found in the Legislative Journal for the Thirty-second Day were adopted.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend Section 11, line 1, by striking "*Merging areas*" and inserting in lieu thereof "*Intersecting road crossings*"; and line 7, delete the words "*merging points*" and insert in lieu thereof "*crossings*".

Mr. Moulton Presiding

Standing Committee amendments 9 and 10 were adopted.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend Section 16, line 2, by inserting the word "*is*" after the word "*shoulders*".

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend Standing Committee amendment 11, as follows: Line 6, before the word "by" insert "amend section 23,", and line 8 before the word "lines" insert "and amend section 24,".

Standing Committee amendment 11 was adopted as amended.

President Burney Presiding

Standing Committee amendments 12, 13, 15, 16, 17, 18, and 19 were adopted.

Mr. Russillo moved that Standing Committee amendment 14 be rejected and the following amendment be adopted in lieu thereof:

1. Amend the bill, section 28 by striking lines 16 to 18 and inserting the following:

"a traffic or police officer; provided further, that a vehicle proceeding at less than the speed of traffic of the prevailing traffic flow at the time and place and under the conditions then existing shall keep to the right-hand lane.".

The Russillo motion prevailed and the amendment was adopted.

Mr. Ruhnke offered the following amendment which was adopted with 26 ayes, 8 nays, and 9 not voting:

1. Amend Section 22, by striking line 4.

Mr. Klaver offered the following amendment:

1. Amend section 24, line 11, by striking "seventy-five" and inserting in lieu thereof "seventy".

Mr. Klaver requested a record vote.

Voting in the affirmative, 10:

Adams
Diers
Forrester
Klaver
Nelson
Skarda
Stromer
Stryker
Syas
Thompson

Voting in the negative, 29:

Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Vosoba
Waldo
Webb

Not voting, 4:

Bowen
Peck
Staubitz
Wylie

The Klaver amendment lost.

Mr. Russillo offered the following amendment which was adopted:

1. Add the emergency clause and amend the title to conform.

Advanced to E and R for review with 36 ayes, 1 nay, and 6 not voting.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 409. Placed on General File.

LEGISLATIVE BILL 287. Placed on General File.

LEGISLATIVE BILL 327. Placed on General File.

(Signed) J. W. Burbach, Chairman

Education

LEGISLATIVE BILL 226. Indefinitely postponed.

LEGISLATIVE BILL 305. Placed on General File as amended.

Standing Committee amendments to LB 305:

1. In Section 1, lines 14 and 15, strike "*complete* statement" and insert "~~statement~~ *concise summary*".

2. In Section 2, lines 19 and 20, strike "*complete* statement" and insert "~~statement~~ *concise summary*"; and in line 21, strike "as he may deem to be in the public interest" and show the same as stricken.

LEGISLATIVE BILL 306. Placed on General File as amended.

Standing Committee amendments to LB 306:

1. In Section 1, line 23, insert "either (1)" after "shall"; in line 24 strike "ten" and insert "thirty"; and in line 28, after "notices", insert ", or (2) shall send a copy of the resolution to all legal voters of the district".

2. Amend title to conform.

(Signed) George Syas, Chairman

MOTION—Adjournment

Mr. President: I move that we adjourn until 9:30 a.m., Wednesday. (Signed) William Moulton

Mr. Ruhnke moved to amend the Moulton motion to adjourn to 9:00 a.m.

The Ruhnke motion prevailed with 18 ayes, 8 nays, and 17 not voting.

The Moulton motion as amended prevailed, and at 12:19 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 22, 1961

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Adams who was excused until 9:55 a.m.

The Journal for the Thirty-fifth Day was approved.

Communication

Letter from the Czech Civic Alliance favoring LB 326.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 374	Wednesday, March 1, 1961	2:00 p.m.
LB 418	Wednesday, March 1, 1961	2:00 p.m.
LB 434	Wednesday, March 1, 1961	2:00 p.m.
LB 459	Thursday, March 2, 1961	2:00 p.m.
LB 532	Thursday, March 2, 1961	2:00 p.m.
LB 534	Thursday, March 2, 1961	2:00 p.m.
LB 559	Thursday, March 2, 1961	2:00 p.m.
LB 258	Friday, March 3, 1961	2:00 p.m.
LB 356	Friday, March 3, 1961	2:00 p.m.
LB 445	Friday, March 3, 1961	2:00 p.m.

Committee on Committees

February 22, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:00 P.M. on Tuesday, February 28, 1961 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison as follows:

H. L. Blackledge—Member, Board of Educational Lands and Funds

Francis V. Robinson—Judge, Court of Industrial Relations

Don C. Smith—Member; Game, Forestation & Parks Commission

A. I. Rauch—Member; Game, Forestation & Parks Commission

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 299. Placed on General File.

(Signed) Sam Klaver, Chairman

Presented to the Governor

Presented to the Governor for approval on February 21, 1961, at 4:00 p.m.: LB 60 LB 144 LB 112 LB 150 LB 59

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 149. Placed on Select File.

LEGISLATIVE BILL 148. Placed on Select File.

LEGISLATIVE BILL 181. Placed on Select File as amended.

E and R amendments to LB 181:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 4 to 7 and insert "the contract price per pupil shall be the per pupil cost determined as prescribed; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 219. Placed on Select File as amended.

E and R amendment to LB 219:

1. Strike Standing Committee Amendment 2.

LEGISLATIVE BILL 334. Placed on Select File.

LEGISLATIVE BILL 321. Placed on Select File.

LEGISLATIVE BILL 199. Placed on Select File as amended.

E and R amendments to LB 199:

1. In Standing Committee Amendment 1, lines 3, 5, and 8, strike "*beavers*" and insert "*beaver*".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 7, strike "and" and insert "to eliminate the fee for a beaver damage permit;" and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 192. Placed on Select File.

LEGISLATIVE BILL 69. Correctly engrossed.

LEGISLATIVE BILL 73. Correctly engrossed.

LEGISLATIVE BILL 164. Correctly engrossed.

LEGISLATIVE BILL 63. Correctly engrossed.

LEGISLATIVE BILL 64. Correctly engrossed.

LEGISLATIVE BILL 66. Correctly engrossed.

LEGISLATIVE BILL 27. Correctly enrolled.

LEGISLATIVE BILL 124. Correctly enrolled.

LEGISLATIVE BILL 151. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 27 LB 124 LB 151

STANDING COMMITTEE REPORTS

Committee on Committees

February 21, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:-

The Committee on Committees desires to report favorably on the appointments listed below, made by Governor Frank B. Morrison, and suggests that each appointee be voted upon by a record vote in this legislative body, and separately confirmed.

Alvin N. Scissors—Director, Department of Motor Vehicles
This term began January 1, 1961, and will end January 3, 1963.

Dan S. Jones, Jr.—Director, Department of Water Resources
This term began January 1, 1961, and will end January 3, 1963.

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

MOTION—Accept Report

Mr. President: I move that the report of the Committee on Committees be adopted and that the appointments be confirmed separately by record vote. (Signed) J. O. Peck

The motion prevailed.

Vote on Mr. Scissors

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers

Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

Having received a majority of the votes of all members, the President declared the appointment of Mr. Scissors confirmed.

Vote on Mr. Jones

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

Having received a majority of the votes of all members, the President declared the appointment of Mr. Jones confirmed.

RESOLUTIONS

LEGISLATIVE RESOLUTION 9.

LR 9 was adopted with 42 ayes, 0 nays, and 1 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 116.

A BILL FOR AN ACT to amend sections 81-815.03, 81-815.05, 81-815.10, and 81-815.19, Revised Statutes Supplement, 1959, relating to boats; to clarify provisions respecting numbering, fees, and renewal registration; to change provisions respecting payment of taxes; to provide means and standards for determining intoxication as prescribed; to provide penalties for violation of rules and regulations of the Game, Forestation and Parks Commission; to increase prescribed penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mrs. Orme introduced Sister Mary Marice, teacher, and forty-one eighth grade students from Blessed Sacrament School, Lincoln.

LEGISLATIVE BILL 31.

A BILL FOR AN ACT to amend sections 44-128, 44-155, 44-319.01, 44-1043, and 44-1601, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to clarify the provisions thereof; to eliminate obsolete matter; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 34.

A BILL FOR AN ACT to amend sections 48-187, 48-506, 48-602, 48-669, and 48-702, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to correct internal reference; to harmonize the provisions thereof with previous legislation; to redefine terms; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel

McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 35.

A BILL FOR AN ACT to amend sections 49-209 and 49-617, Reissue Revised Statutes of Nebraska, 1943, relating to adoption of constitutional amendments and distribution of statutes; to harmonize the time for furnishing ballots with other legislation; to provide for distribution of statutes in harmony with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Speaker Thompson Presiding

Visitors

Mr. Stromer introduced Mrs. Jerry P. Trimble and son, Scotty, of Lincoln.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 613	Monday, April 24, 1961	2:00 p.m.
LB 444	Monday, April 24, 1961	2:00 p.m.
LB 494	Monday, April 24, 1961	2:00 p.m.
LB 469	Tuesday, April 25, 1961	2:00 p.m.
LB 605	Tuesday, April 25, 1961	2:00 p.m.
LB 606	Tuesday, April 25, 1961	2:00 p.m.

President Burney Presiding

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 308. Placed on General File as amended.

Standing Committee amendments to LB 308:

Amend LB 308 by striking all of lines 3 through 17 inclusive and inserting the following:

79-1816. Any privately owned business or trade school *having courses* accredited for the purposes of sections 79-1809 to 79-1817 which fails to meet any of the requirements of sections 79-1809 to 79-1817 shall be ~~immediately disapproved by the State Board of Education. An educational institution disapproved by the State Board of Education will be notified of such disapproval by a registered or certified letter of notification and a return receipt secured.~~ *notified of such noncompliance by registered or certified mail giving such school ten days' notice of a hearing before the State Board of Education to show cause why the accreditation of its courses should not be withdrawn. If upon such hearing corrective action has not been taken, the school shall be notified by registered or certified mail that the accreditation of its courses has been withdrawn.*

Amend title to conform.

LEGISLATIVE BILL 309. Placed on General File.

(Signed) Dale Erlewine, Vice Chairman

LEGISLATIVE BILL 266. Placed on General File as amended.

Standing Committee amendments to LB 266:

1. In section 1, line 8, strike *"determined by the school"*; strike all of line 9; and in lines 10 and 11, strike *"immediately preceeding"* and insert *"current"*.

2. In section 2, strike lines 9 and 10, and insert *"to be that district's per"*; and in line 11, strike *"immediately preceeding"* and insert *"current"*.

3. Immediately after section 2, insert a new section to be known as section 3 and to read as follows:

"Sec. 3. *Sections 1 and 2 of this act shall become operative on August 1, 1961.*".

4. Renumber original section 3 as section 4.

5. Add a new section to be known as section 5 and to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

6. Amend the title to conform.

(Signed) George Syas, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 301. Placed on General File as amended.

Standing Committee amendment to LB 301:

1. Amend Section 1, Line 17, page 2, of the bill, by striking the words, "specified in such contract" and inserting in lieu thereof the words, *"authorized for domestic life insurance companies under the Laws of Nebraska"*.

(Signed) John P. Munnelly, Chairman

Visitors

Mr. Rasmussen introduced Mr. Howard Licht of Hooper, State President of the Nebraska Association of the Future Farmers of America. Mr. Licht addressed the Legislature briefly and extended an invitation to the members to attend their annual F.F.A. Banquet. Individual invitations will be sent later.

Mr. Craft introduced Mr. Gary Kuhlman of North Platte, F.F.A. Vice President.

Mr. Nelson introduced Mr. Jack Welch of Verdigre, F.F.A. State Treasurer.

Mr. Adamson introduced Mr. Lawrence Turner of Sparks, F.F.A. State Reporter.

Mr. Peck introduced Mr. Galen Frenzen of Fullerton, F.F.A. State Secretary.

UNANIMOUS CONSENT—Exchange Hearing Rooms

Mr. Klaver requested unanimous consent for permission for the Public Health and Miscellaneous Subjects Committee to hold hearings in the East Senate Chamber today and tomorrow. The Labor and Public Welfare Committee will hold their hearing on Wednesday in the East Lounge. No objections. So ordered.

Visitors

Mr. McCosh introduced his daughter and son-in-law, Mr. and Mrs. Levander of Lincoln.

Mr. Webb introduced Mr. Chester Paxton of Thedford, and Mr. Gordon W. Brooks of Chappell.

SELECT FILE

LEGISLATIVE BILL 83. E and R amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Mr. Lautenschlager offered the following amendments which were adopted by unanimous consent:

1. Amend section 7 of the bill, line 8 by inserting after the word "section" the following:

"*; Provided, the receiving of deposits, cashing of checks, and buying and selling warrants and bonds of indebtedness of any school district of this state by a financial institution shall not be considered a contract under the provisions of this section; and provided further, that ownership of less than one per cent of the outstanding stock of any one class shall not constitute an interest, direct or indirect, within the meaning of this section*".

2. Amend the title to conform.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 79. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Mr. Craft offered the following amendment which was adopted by unanimous consent:

1. Amend by inserting after the word "Corporation" in line 6 of Section I the following:

"For the purpose or with the intent to force payment of any alleged claim, debt or legal obligation."

Advanced to E and R for engrossment.

LEGISLATIVE BILL 92. Advanced to E and R for engrossment.

LEGISLATIVE BILL 141. Advanced to E and R for engrossment.

LEGISLATIVE BILL 121. E and R amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 210. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 211. E and R amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 249. E and R amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Gerdes introduced Mrs. Henry Freed and Mrs. Don Ainslie of Chadron, Joyce Purtzer of Scottsbluff, Mrs. Tom Allington of Sunol and Mrs. S. R. Purtzer of Lincoln.

GENERAL FILE

LEGISLATIVE BILL 225. Considered.

Mr. Staubitz offered the following amendment which was adopted:

1. In section 1, line 3, insert after the word "may" the following: *", with the approval and consent of the county board,"*.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

Visitors

Mr. Stromer introduced twenty-five students from University High School, Lincoln; Mr. Crosier and Miss Maly, teachers; and Mr. Weber and Mr. Lux, supervisors.

LEGISLATIVE BILL 209. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Mr. Nelson offered the following amendments which were adopted:

1. In section 1, strike line 32 and 33 and insert '"Nuclei" means colonies consisting of three frames or less;'.

2. In section 2, lines 37 and 38, strike *"plan to"*.

Mr. Nelson offered the following amendments which were adopted.

1. Add the emergency clause.

2. Amend title to conform.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitor

Mrs. Orme introduced Mrs. Frederick A. Roblee of Lincoln.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 242. Placed on General File.

LEGISLATIVE BILL 243. Placed on General File.

LEGISLATIVE BILL 244. Placed on General File as amended.

Standing Committee amendments to LB 244:

1. In Section 1, sub-section (4), lines 42 and 43, the stricken words "application or" be restored.

2. Amend the title to conform.

LEGISLATIVE BILL 245. Placed on General File as amended.

Standing Committee amendments to LB 245:

1. Add the following new section: *"Section 2. The provisions of this Act shall not apply to any foreign corporation which has filed the certificate in the office of the Secretary of State and in the office of the Register of Deeds, designating its principal place of business in this State and appointing an agent or agents for service of process upon it, as provided in Sections 21-1201 to 21-1209, inclusive, of the Revised Statutes of Nebraska, 1959, Cumulative Supplement."*

2. Amend the title to conform.

LEGISLATIVE BILL 247. Placed on General File as amended.

Standing Committee amendment to LB 247:

1. Amend Section 1, by striking lines 28 to 31 and inserting in lieu thereof *"of the commission;* (e) that".

(Signed) William B. Brandt, Vice Chairman

At 11:00 a.m., the following program was rendered:

Program for Observation of George Washington's Birthday

Chaplain Martin Schroeder in charge
Organist Mrs. Albert Francke

Invocation by Mr. Thompson

Solo "America the Beautiful" by Marion Wulf

Pageant "Flags of American Liberty" Lloyd E. Whitney

Awarded the 1959 George Washington Honor Medal by
The Freedom Foundation, Valley Forge, Pennsylvania

Solo "God of Our Fathers" by Marion Wulf

Address by Dr. Frederick Roblee, Pastor, Westminster Presbyterian Church

Benediction by Mr. Webb

At the request of Mr. Stryker, the members stood for a moment in silent tribute in appreciation to Mr. Adams for his promotion of the program, to all who took part in the ceremony, and to Marion Wulf, soloist.

Member Excused

Mr. Claussen was excused for Thursday, February 23.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 491. Placed on General File.

(Signed) Kenneth L. Bowen, Chairman

UNANIMOUS CONSENT—Withdraw Hearing on LB 369

Mr. Bowen requested unanimous consent to withdraw the hearing date on LB 369 which is set for Thursday, March 23, by the Government and Military Affairs Committee. No objections. So ordered.

Invitation

Invitation to the members from Mr. Eugene Reed, State Geologist, University of Nebraska, to attend a Smorgasboard Dinner at the Cornhusker Hotel, Thursday, February 23, at 6:30 p.m., sponsored by the Nebraska Well Drillers Association.

Adjournment

At 11:53 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 23, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Claussen who was excused, and Mr. Munnelly who was excused until 11:15 a.m.

Corrections for the Journal

Page 505, line 27, delete the word "like" and insert "life".

Page 508, line 19, insert the word "line" after the word "strike".

The Journal for the Thirty-sixth Day was approved as corrected.

MOTION—Appreciation

Mr. President: I move that the Clerk of the Legislature send letters of appreciation to Dr. Frederick Roblee, Mr. Lloyd E. Whitney, Mr. Marion Wulf, and Mrs. Albert Francke for their part in making our Washington's Day program a success; also our thanks to McCabe Piano and Organ Company for furnishing the organ.
(Signed) George A. Knight

The motion prevailed.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 159. Placed on General File as amended.

Standing Committee amendments to LB 159:

1. Amend section 2 of the bill by inserting a new subdivision immediately after line 24 to be known as subdivision (4) and to read as follows:

"(4) To sell and convey any real or personal property acquired as provided by subdivision (1) of this section, and make such order respecting the same as may be deemed conducive to the best interest of the municipality or county; *Provided*, that such sale or conveyance shall be subject to the terms of any lease and shall be free and clear of any incumbrance."

2. Amend section 3 of the bill by striking lines 5 and 6 and line 7 to and including the word "and".

(Signed) Kenneth L. Bowen, Chairman

Presented to the Governor

Presented to the Governor for approval on February 22, 1961, at 3:00 p.m.: LB 151 LB 124 LB 27

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 37. Replaced on Select File as amended.

E and R amendments to LB 37:

1. On page 9, section 2, line 92, strike "in" as in the statutes.

2. On page 12, section 6, line 6, strike "sections" and insert "~~sections~~ *section*".

LEGISLATIVE BILL 72. Replaced on Select File as amended.

E and R amendments to LB 72:

1. In section 2, lines 2, 6, 9, 10, 13, 15, 20, and 21, strike "*resident*" and insert "*registered*".

2. In section 2, line 13, strike "agency" and insert "*agent*".

3. In the title, lines 5 and 8, strike "resident" and insert "registered".

LEGISLATIVE BILL 241. Placed on Select File.

LEGISLATIVE BILL 257. Placed on Select File.

LEGISLATIVE BILL 229. Placed on Select File as amended.

E and R amendments to LB 229:

1. On page 3, section 3, line 21, strike "*property*" and insert "*proper*".

2. In Standing Committee Amendment 2, line 3, insert "showing the same as stricken" before the period.

3. In the title, line 7, insert "to provide for the payment of damages as prescribed;" after the semicolon.

LEGISLATIVE BILL 115. Placed on Select File as amended.

E and R amendments to LB 115:

1. In the Bridenbaugh General File Amendment 1, line 3, insert "in said city" after "Streets"; and also in line 3, insert "showing the same as stricken" before the period.

2. In the title, line 5, strike "three hundred twenty-five" and insert "five hundred fifty"; and in line 10, insert "to provide funds for the completion of murals in the State Capitol; to eliminate authority to acquire prescribed lands;" after the semicolon.

LEGISLATIVE BILL 172. Placed on Select File as amended.

E and R amendment to LB 172:

1. In the title, line 4, insert ", with the approval of the Governor," after "commission"; and in line 7, insert "to prohibit purchase of principal office quarters;" after the semicolon.

LEGISLATIVE BILL 194. Placed on Select File.

LEGISLATIVE BILL 40. Correctly engrossed.

LEGISLATIVE BILL 173. Correctly engrossed.

LEGISLATIVE BILL 67. Correctly engrossed.

LEGISLATIVE BILL 25. Correctly engrossed.

LEGISLATIVE BILL 116. Correctly enrolled.

LEGISLATIVE BILL 31. Correctly enrolled.

LEGISLATIVE BILL 34. Correctly enrolled.

LEGISLATIVE BILL 35. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 9 LB 116 LB 31 LB 34 LB 35

Member Excused

Mr. Craft requested to be excused at 11:00 a.m. for the remainder of the day. No objections. So ordered.

UNANIMOUS CONSENTS—Committee Meetings

Mr. Klaver requested unanimous consent for permission for the Public Health and Miscellaneous Subjects Committee to meet in executive session at 1:00 p.m., today in the East Senate Chamber. No objections. So ordered.

Mr. Peck requested unanimous consent for the Committee on Committees to meet at 1:45 p.m., today in the Supreme Court Hearing Room. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 36.

A BILL FOR AN ACT to amend sections 52-111, 52-112, 52-117, 52-118, and 52-501, Reissue Revised Statutes of Nebraska, 1943, relating to liens; to harmonize the provisions with other legislation; to clarify the inconsistencies thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bridenbaugh
Claussen
Munnelly
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 38.

A BILL FOR AN ACT to amend sections 54-104, 54-766.14, and 54-1124.01, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to eliminate obsolete matter; to correct internal references; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Claussen
Munnelly
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Speaker Thompson Presiding

LEGISLATIVE BILL 23.

A BILL FOR AN ACT to amend sections 32-221, 32-235, 32-241, 32-258, 32-308, 32-310, 32-310.01, 32-413, 32-425, 32-426, 32-451, 32-475, 32-4,128, 32-504, 32-517, 32-522, 32-524, 32-535, 32-705, 32-815, 32-1042, and 32-1211, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; to delete obsolete matter; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Claussen
Jensen
Munnelly
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 263	Tuesday, April 18, 1961	2:00 p.m.
LB 558	Tuesday, April 18, 1961	2:00 p.m.

Government and Military Affairs

LB 638	Thursday, March 23, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 381. Placed on General File.

(Signed) H. L. Gerhart, Vice Chairman

Government and Military Affairs

LEGISLATIVE BILL 162. Placed on General File as amended.

Standing Committee amendments to LB 162:

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 16-404, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-404. All ordinances and resolutions or orders for the appropriation or payment of money shall require for their passage or adoption the concurrence of a majority of all members elected to the council. *The mayor shall have the right to vote on any such matter when his vote shall be decisive.* Ordinances of a general or permanent nature shall be fully and distinctly read on three different days unless three-fourths of the council shall dispense with the rules. Ordinances shall contain no subject which shall not be clearly expressed in the title, and no ordinance or section thereof shall be revised or amended unless the new ordinance contains the entire ordinance or section as revised or amended, and the ordinance or section so amended shall be repealed; *Provided*, for an ordinance revising all the ordinances of the city, the only title necessary shall be "An ordinance of the city of ...., revising all the ordinances of the city." Under such title all the ordinances may be revised in sections and chapters, or otherwise, and corrected, added to, and any part suppressed, and may be repealed with or without saving clause as to the whole or any part, without other title.".

2. Amend the bill by renumbering sections 1 to 3 as sections 2 to 4 respectively.

3. Amend renumbered section 3, line 1 by striking "section" and inserting "sections 16-404 and", and line 2 by striking "is" and inserting "are".

4. Amend the title to conform.

(Signed) Kenneth L. Bowen, Chairman

SELECT FILE

LEGISLATIVE BILL 149. Advanced to E and R for engrossment.

LEGISLATIVE BILL 148. Advanced to E and R for engrossment.

LEGISLATIVE BILL 181. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 219. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 334. Advanced to E and R for engrossment.

LEGISLATIVE BILL 321. Advanced to E and R for engrossment.

LEGISLATIVE BILL 199. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 192. Advanced to E and R for engrossment.

Member Excused

Mr. Peck was excused for Friday, February 24.

GENERAL FILE

LEGISLATIVE BILL 324. Considered.

Mr. Russillo offered the following amendment:

1. Amend Section 1, line 9, by inserting after *"Provided,"* the following: "that where photographic processes are used in recording the above instruments, the total cost per page shall be one dollar and fifty cents; *and provided further,*".

Mr. Romans offered the following amendment which was adopted with 22 ayes, 9 nays, and 12 not voting:

1. Amend the Russillo amendment by striking the words "and fifty cents" after the words "one dollar".

President Burney Presiding

The Russillo amendment was adopted as amended.

Laid over until Monday, February 27, 1961, at the request of Mr. Russillo.

LEGISLATIVE BILL 161. Laid over temporarily.

LEGISLATIVE BILL 364. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Laid over until Monday, February 27, 1961, at the request of Mr. Peck.

LEGISLATIVE BILL 481. Read and considered.

Laid over until Monday, February 27, 1961, at the request of Mr. Romans.

UNANIMOUS CONSENT—Re-refer LB 516

Mr. Bowen requested unanimous consent to have LB 516 re-referred from the Government and Military Affairs Committee to the Budget Committee. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 302. Read and considered.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend Sec. 5, line 2, by adding the word "years" after the word "eighteen".

Advanced to E and R for review with 30 ayes, 2 nays, and 11 not voting.

LEGISLATIVE BILL 280. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-third Day were adopted.

Mr. Diers offered the following amendment:

1. Amend Standing Committee Amendment 1, line 3, by inserting after the word "*guns*" the following: "*, fish nets, or other hunting or fishing equipment,*".

Mr. Moulton offered the following amendment which was adopted:

1. Amend the Diers amendment by inserting the word *"legal"* before the words *"fish nets"*.

The Diers amendment was adopted as amended.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Jensen introduced Mrs. Grace Hahn, Mr. Arlo Stevens, and Mrs. Irving Anderson.

Mr. Gerdes introduced his son, Gene E. Gerdes, of Alliance.

Mr. Romans introduced former Senator K. W. Petersen of Sargent.

Mr. Hasebroock introduced Messrs. Arnold Schuelter, Leonard Toelle, and Henry Engelhorn of Beemer.

Mr. Rasmussen introduced Rev. Allen Wine, and Mrs. Janet Romans and Mrs. Madalyn Boettcher, teachers of Bauer School District 22, Dodge County, and the following students:

Second Grade: Elmer Ruppert, Bobby Clausen, Gregg Lund.

Third Grade: Annie Zahourek, Nina Rasmussen.

Fourth Grade: Lexey Layne Boettcher, Jimmy Zahourek, Warren Rink, Mike Dvorak, Janelle Clausen.

Fifth Grade: Bryce Van Houten.

Sixth Grade: Kenneth Allen, Dave Lund, Danny Nelson, Randy Rink, Brad Van Houten.

Seventh Grade: Diana Dvorak, Gary Lund, Janice Rasmussen, Donna Rink, Ronnie Zahourek.

Eighth Grade: David Dvorak, Jean Ann Golder, Carolyn Rink, Loren Rosenberry.

STANDING COMMITTEE REPORTS

Committee on Committees

February 23, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:-

The Committee on Committees desires to report favorably upon the appointments listed below, submitted by Governor Frank B. Morrison. The Committee suggest that the appointments be voted upon by this legislative body, and separately confirmed:

Forrest Johnson—State Tax Commissioner

This appointment was made on December 15, 1959 to fill the unexpired term of Fred Herrington, resigned, and will end on September 28, 1963.

James W. Murphy—Member, Board of Control

This term begins on July 1, 1961, and will end on July 1, 1967.

Please be advised that our statutes require a two-thirds majority of the vote of the legislature to confirm this appointment.

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted and that the appointments be confirmed separately and by record vote. (Signed) J. O. Peck

The motion prevailed.

Vote on Mr. Johnson

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Claussen
Craft
Forrester
Ruhnke

Having received a majority of the votes of all members, the President declared the appointment of Mr. Johnson confirmed.

Vote on Mr. Murphy

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Claussen
Craft
Forrester

Having received a majority of the votes of all members, the President declared the appointment of Mr. Murphy confirmed.

MOTION—Recall LB 180

Mr. President: I move that LB 180 be recalled to Select File for the following specific amendments. (Signed) Fern Hubbard Orme.

1. Amend section 1 of the bill lines 4, 6 and 7 by striking "one hundred and fifty" and inserting "~~one hundred and fifty~~ *two hundred*".

2. Amend the title of the bill lines 6 and 7 by striking "one hundred and fifty" and inserting "two hundred".

The Orme motion prevailed with 36 ayes, 0 nays, and 7 not voting, and LB 180 was returned to Select File.

Visitors

Mr. Skarda introduced Mrs. Viola Lindsey of Omaha.

Mr. Rasmussen introduced Mr. and Mrs. Walter Golder and Mrs. Bradford Allen.

UNANIMOUS CONSENT—Executive Session

Mr. Bowen requested unanimous consent to hold an executive session of the Government and Military Affairs Committee at 1:00 p.m., Friday, February 24, in the East Senate Lounge. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 180. The pending Orme specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

Visitor

Mr. Fleming introduced Mr. Bob Misegadis of Sunol.

GENERAL FILE

LEGISLATIVE BILL 161. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-second Day was adopted with 22 ayes, 9 nays, and 12 not voting.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 661	Friday, March 17, 1961	2:00 p.m.
LB 492	Thursday, March 23, 1961	2:00 p.m.
LB 573	Thursday, March 23, 1961	2:00 p.m.
LB 598	Thursday, March 23, 1961	2:00 p.m.
LB 597	Friday, March 24, 1961	2:00 p.m.
LB 600	Friday, March 24, 1961	2:00 p.m.
LB 616	Friday, March 24, 1961	2:00 p.m.
LB 489	Thursday, March 30, 1961	2:00 p.m.
LB 557	Thursday, March 30, 1961	2:00 p.m.
LB 359	Thursday, March 30, 1961	2:00 p.m.
LB 380	Thursday, April 6, 1961	2:00 p.m.
LB 561	Thursday, April 6, 1961	2:00 p.m.
LB 530	Friday, April 7, 1961	2:00 p.m.
LB 575	Friday, April 7, 1961	2:00 p.m.
LB 500	Thursday, April 13, 1961	2:00 p.m.

LB 508	Thursday, April 13, 1961	2:00 p.m.
LB 529	Thursday, April 13, 1961	2:00 p.m.
LB 560	Friday, April 14, 1961	2:00 p.m.
LB 628	Friday, April 14, 1961	2:00 p.m.
LB 655	Friday, April 14, 1961	2:00 p.m.
LB 664	Friday, April 14, 1961	2:00 p.m.

Public Health and Miscellaneous Subjects

LB 303	Wednesday, March 15, 1961	2:00 p.m.
LB 442	Wednesday, March 15, 1961	2:00 p.m.
LB 479	Wednesday, March 15, 1961	2:00 p.m.
LB 501	Wednesday, March 15, 1961	2:00 p.m.
LB 511	Thursday, March 16, 1961	2:00 p.m.
LB 517	Thursday, March 16, 1961	2:00 p.m.
LB 576	Thursday, March 16, 1961	2:00 p.m.
LB 509	Wednesday, March 22, 1961	2:00 p.m.
LB 584	Wednesday, March 22, 1961	2:00 p.m.
LB 609	Wednesday, March 22, 1961	2:00 p.m.
LB 451	Thursday, March 23, 1961	2:00 p.m.
LB 627	Thursday, March 23, 1961	2:00 p.m.
LB 639	Thursday, March 23, 1961	2:00 p.m.
LB 435	Wednesday, March 29, 1961	2:00 p.m.
LB 478	Wednesday, March 29, 1961	2:00 p.m.
LB 515	Wednesday, March 29, 1961	2:00 p.m.
LB 452	Thursday, March 30, 1961	2:00 p.m.
LB 487	Thursday, March 30, 1961	2:00 p.m.
LB 488	Thursday, March 30, 1961	2:00 p.m.
LB 520	Wednesday, April 5, 1961	2:00 p.m.
LB 554	Wednesday, April 5, 1961	2:00 p.m.
LB 640	Wednesday, April 5, 1961	2:00 p.m.
LB 521	Thursday, April 6, 1961	2:00 p.m.
LB 562	Thursday, April 6, 1961	2:00 p.m.
LB 563	Thursday, April 6, 1961	2:00 p.m.

Education

LB 526	Monday, March 6, 1961	2:00 p.m.
LB 317	Monday, March 13, 1961	2:00 p.m.
LB 399	Monday, March 13, 1961	2:00 p.m.
LB 278	Tuesday, March 14, 1961	2:00 p.m.
LB 464	Tuesday, March 14, 1961	2:00 p.m.
LB 425	Monday, March 20, 1961	2:00 p.m.
LB 514	Monday, March 20, 1961	2:00 p.m.
LB 603	Tuesday, March 21, 1961	2:00 p.m.
LB 631	Tuesday, March 21, 1961	2:00 p.m.
LB 411	Monday, March 27, 1961	2:00 p.m.

LB 663	Monday, March 27, 1961	2:00 p.m.
LB 668	Tuesday, March 28, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 297. Placed on General File.

LEGISLATIVE BILL 110. Indefinitely postponed.

LEGISLATIVE BILL 273. Placed on General File.

LEGISLATIVE BILL 190. Placed on General File as amended.

Standing Committee amendments to LB 190:

1. In section 1, line 15, strike "or" and insert ", or"; in line 18, insert "*, or (3) fifty miles per hour when towing a cabin trailer*" before the period.

2. Amend the title to conform.

LEGISLATIVE BILL 178. Placed on General File as amended.

Standing Committee amendments to LB 178:

1. Strike sections 1, 2, and 4, and renumber original section 3 as section 1.

2. In renumbered section 1, after removing all underscoring, strike "The" and insert "Whenever a petition signed by 60 percent of the electors of any district is filed with the county clerk of the county in which such district is located, the"; in line 9 strike "paid for out of funds that"; and strike lines 10 and 11 and insert "assessed against the real property specially benefited thereby in proportion to the benefit received, but no such assessment shall exceed ten mills on the dollar upon the assessed valuation of such property."

3. Amend the title to conform.

(Signed) Arnold Ruhnke, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 338. Indefinitely postponed.

LEGISLATIVE BILL 372. Placed on General File as amended.

Standing Committee amendment to LB 372:

1. Amend the bill, section 2, page 2, by adding "*Insofar as the provisions of this act are inconsistent with the provisions of any other act or of any city Charter, if any, the provisions of this act shall be controlling.*"

LEGISLATIVE BILL 417. Placed on General File.

(Signed) John P. Munnelly, Chairman

Agriculture

LEGISLATIVE BILL 239. Placed on General File.

LEGISLATIVE BILL 238. Placed on General File.

LEGISLATIVE BILL 240. Placed on General File.

(Signed) Frank Nelson, Vice Chairman

Judiciary

LEGISLATIVE BILL 332. Placed on General File.

LEGISLATIVE BILL 185. Indefinitely postponed.

(Signed) Joe T. Vosoba, Chairman

Visitors

Mr. Moulton introduced Mr. Gus Dworak, Douglas County Commissioner and formerly a member of the Legislature; Mr. Adrian Jaworski, Douglas County Budget Director; and Mr. Bill Green, Douglas County Surveyor.

Adjournment

At 12:00 noon, on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 24, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Peck who was excused.

Corrections for the Journal

Page 516, line 5, correct the spelling of the word "sections".

Page 521, line 7, correct the spelling of the name "Forrest".

The Journal for the Thirty-seventh Day was approved as corrected.

Visitors

Mr. Craft introduced Mr. and Mrs. Hendrickson of Brady.

Communications

Letters from the following acknowledging receipt of Legislative Resolution 8: Senator Carl T. Curtis; Representative Dave Martin; Senator Allen J. Ellender, Chairman, U. S. Senate Committee on Agriculture and Forestry; and Representative Harold D. Cooley, Chairman, U. S. House of Representatives, Committee on Agriculture.

Letter addressed to Lieutenant Governor Burney from Warren E. Baker, Department Adjutant, The American Legion, enclosing a copy of a Resolution requesting the Legislature to conduct an investigation relating to the extent, if any, of influences tending towards subversion of students in tax supported educational institutions in Nebraska.

MOTION—Vote of Thanks

Mr. President: I move that the State Legislature extend a vote of thanks to the Omaha Chamber of Commerce and Knights of

Ak-Sar-Ben for the most enjoyable evenings entertainment and expression of good will. (Signed) Albert A. Kjar

The motion prevailed.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 604	Thursday, April 20, 1961	2:00 p.m.
LB 330	Thursday, April 20, 1961	2:00 p.m.
LB 331	Thursday, April 20, 1961	2:00 p.m.
LB 636	Friday, April 21, 1961	2:00 p.m.
LB 467	Friday, April 21, 1961	2:00 p.m.
LB 486	Friday, April 21, 1961	2:00 p.m.

Committee on Committees

February 23, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:15 P.M. on Thursday, March 2, 1961 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison, as follows:

Mrs. Walter R. Raecke—Member, Nebraska State Board of Health

George R. Myers—Member, Nebraska State Board of Health

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

February 24, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:00 P.M. on Tuesday, March 7, 1961 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison, as follows:

Jack Obbink—Director, Department of Aeronautics

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

February 23, 1961

MR. PRESIDENT:

The Committee on Committees will meet at 1:00 P.M. on Wednesday, March 1, 1961 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison, as follows:

Joseph T. Votava—Member, State Highway Commission

Thane Davis—Member, State Highway Commission

Kirk Mendenhall—Member, State Highway Commission

Respectfully submitted

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP:nj

Presented to the Governor

Presented to the Governor for approval on February 23, 1961, at 3:00 p.m.: LB 116 LB 35 LB 34 LB 31

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 200. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 79. Replaced on Select File as amended.

E and R amendments to LB 79:

1. Amend the Craft Specific Amendment to read as follows:

"In section 1, line 6, insert 'for the purpose or with the intent of forcing payment of any alleged claim, debt, or legal obligation,' after the fourth comma."

2. In the title, line 3, insert "for prescribed purpose or intent" before the semicolon.

LEGISLATIVE BILL 49. Replaced on Select File as amended.

E and R amendment to LB 49:

1. In section 1, line 6, insert "*present*" after "each".

LEGISLATIVE BILL 99. Replaced on Select File as amended.

E and R amendments to LB 99:

1. In section 3, line 11, strike the comma after "*breath*".

2. In Enrollment and Review Amendment 5, line 2, strike the stricken comma after "of" and insert an underscored comma.

LEGISLATIVE BILL 234. Replaced on Select File as amended.

E and R amendment to LB 234:

1. In the title, line 4, strike "commercial".

LEGISLATIVE BILL 83. Replaced on Select File as amended.

E and R amendments to LB 83:

1. In the Lautenschlager Specific Amendment 1, line 1, strike "section 7" and insert "renumbered section 6".

2. In the title, line 13, insert "to provide what shall not be considered a contract with a school district or an interest in a contract;" after the semicolon.

LEGISLATIVE BILL 202. Placed on Select File.

LEGISLATIVE BILL 259. Placed on Select File as amended.

E and R amendment to LB 259:

1. On page 3, section 3, line 13, strike "*however,*" showing the same as stricken.

LEGISLATIVE BILL 143. Placed on Select File as amended.

E and R amendment to LB 143:

1. In section 1, line 15, strike "*sign*" and insert "*size*".

LEGISLATIVE BILL 206. Placed on Select File as amended.

E and R amendments to LB 206:

1. In section 4, lines 1 and 2, strike "Reissue Revised Statutes of Nebraska, 1943," and insert "Revised Statutes Supplement, 1959,".

2. Strike the underscored period after "*waived*" in Standing Committee Amendments 1, line 11, 2, line 10, and 4, line 10.

3. In the title, line 11, insert, "to provide for waiver of penalties, as prescribed;" after the semicolon.

LEGISLATIVE BILL 138. Correctly engrossed.

LEGISLATIVE BILL 30. Correctly engrossed.

LEGISLATIVE BILL 32. Correctly engrossed.

LEGISLATIVE BILL 41. Correctly engrossed.

LEGISLATIVE BILL 42. Correctly engrossed.

LEGISLATIVE BILL 43. Correctly engrossed.

LEGISLATIVE BILL 23. Correctly enrolled.

LEGISLATIVE BILL 36. Correctly enrolled.

LEGISLATIVE BILL 38. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 23 LB 36 LB 38

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Syas requested unanimous consent to withdraw the hearing date on LB 514 set for Monday, March 20, 1961, by the Education Committee. No objections. So ordered.

Visitors

Mr. Waldo introduced Mrs. Betty Sohl and Thane Hascall, and twenty-four boys and girls of the Community Living Classes, Beatrice State Home.

Mr. Romans introduced Mr. Orel Koelling of Ord.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 24.

A BILL FOR AN ACT to amend sections 33-107, 33-116, 33-130, and 33-150, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to harmonize the provisions thereof with other legislation; to eliminate obsolete matter; to clarify the provisions thereof; to eliminate the requirement for reports of fees received; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Peck

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Craft introduced Mr. Lewis Hayden of Maywood and Mr. Harold Dodson of Welfleet.

LEGISLATIVE BILL 55.

A BILL FOR AN ACT to repeal sections 18-1601, 18-1602, 18-1603, 18-1605, 18-1606, 18-1607, 18-1608, 18-1609, 18-1610, 18-1611, 18-1612, 18-1613, 81-263.01, 81-263.02, 81-263.03, 81-263.04, 81-263.05, 81-263.07, 81-263.08, 81-263.09, and 81-263.10, Reissue Revised Statutes of Nebraska, 1943, section 18-1604, Revised Statutes Supplement, 1955, and section 81-263.06, Revised Statutes Supplement, 1959, the same having been declared unconstitutional.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Peck

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Romans was excused at 9:30 a.m. for a short period.

LEGISLATIVE BILL 56.

A BILL FOR AN ACT to repeal sections 31-533.01, 33-107.01, 44-119.05, 50-112.02, and 81-148.01, Reissue Revised Statutes of Nebraska, 1943, and sections 23-1115.03, 24-301.05, 24-339.04, 75-105.03, 81-103.04, 84-608.02, and 84-721.02, Revised Statutes Supplement, 1959, the same being construction clauses with reference to effective date of salary increases which have now gone into effect.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Peck
Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 57. With emergency.

A BILL FOR AN ACT to authorize the Revisor of Statutes to reissue and bring up to date the 1954 reissue of Volumes I and IA to the Revised Statutes of Nebraska, 1943; to provide for the sale and distribution of the reisssued volumes; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Burbach
Peck
Romans

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 61.

A BILL FOR AN ACT to amend section 21-1903, Revised Statutes Supplement, 1959, relating to nonprofit corporations; to provide that nonprofit corporations may be organized to acquire and hold property for the use of fraternal or charitable societies or institutions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Peck
Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 62.

A BILL FOR AN ACT to amend section 21-1990, Revised Statutes Supplement, 1959, relating to nonprofit corporations; to prescribe procedure whereby nonprofit corporations organized under other statutes may become subject to the Nebraska Nonprofit Corporation Act; to preserve the rights and obligations conferred and imposed upon such corporations under prior statutes; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0:

Not voting, 2:

Peck
Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 65.

A BILL FOR AN ACT relating to religious corporations; to prescribe the status, powers, duties and obligations of all class (2), (3), (4), or (5) religious corporations electing to become subject to the provisions of the Nebraska Nonprofit Corporation Act of 1959.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen

Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Peck
Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Members Excused

Mr. Jensen was excused at 9:45 a.m., for the remainder of the day.

Mr. Erlewine was excused for Monday, Tuesday and Wednesday, February 27, February 28, and March 1.

SELECT FILE

LEGISLATIVE BILL 37. E and R amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 72. E and R amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Kjar introduced Mmes L. F. Smith, Nancy Schneider, Carl Yeutter and Hugh Stuart, of Lexington.

LEGISLATIVE BILL 241. Advanced to E and R for engrossment.

LEGISLATIVE BILL 257. Advanced to E and R for engrossment.

LEGISLATIVE BILL 229. E and R amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 115. E and R amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 172. E and R amendment found in the Legislative Journal for the Thirty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 194. Advanced to E and R for engrossment.

Visitors

Mr. Waldo introduced Mrs. Robert Bell of Bellwood.

Mr. Staubitz introduced Mr. Arthur C. Johnson, Vice President of the Nebraska Irrigation Association and President of the Nebraska Midstate Reclamation District, of Kearney.

GENERAL FILE

LEGISLATIVE BILL 256. Read and considered.

Mr. Staubitz offered the following amendments which were adopted:

1. Amend section 1 of the bill, line 6 by inserting "*, or any taxpayer*" after the word "state".

2. Amend the title to conform.

Advanced to E and R for review with 33 ayes, 1 nay, and 9 not voting.

UNANIMOUS CONSENT—Withdraw Hearing and Re-refer Bill

Mr. Klaver requested unanimous consent to withdraw the hearing as scheduled by the Public Health and Miscellaneous Subjects Committee on LB 554 and to re-refer LB 554 to the Agriculture Committee. No objections. So ordered.

Visitors

Mr. Lautenschlager introduced Mr. John K. McKinney, Secretary of the Nebraska Midstate Reclamation District, of Grand Island.

Mr. Rasmussen introduced Mr. and Mrs. Lyle Stock of Murdock.

Member's Birthday

Mr. Stryker announced that yesterday was Mr. Stalder's birthday, and the members sang Happy Birthday to him.

Speaker Thompson Presiding

Visitors

Mr. Knight introduced Mrs. Ted Marshall, chairman, and seventeen matronets from Havelock Y.W.C.A.

GENERAL FILE

LEGISLATIVE BILL 196. Read and considered.

Mr. Stromer offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 1, lines 1 and 2, by striking the amendment to line 1 of section 6.

Standing Committee amendment 1, found in the Legislative Journal for the Thirty-fourth Day, was adopted as amended.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 2, section 20, line 25, by adding "who are producers" after the word "farmers".

Standing Committee Amendment 2 was adopted as amended.

President Burney Presiding

Standing Committee amendments 3 and 4 were adopted.

Mr. Moulton offered the following amendment which was adopted:

1. Amend section 22, line 16, by striking the word "or" and inserting "of" in lieu thereof.

Advanced to E and R for review with 35 ayes, 2 nays, and 6 not voting.

Visitors

Mr. Knight introduced Mr. and Mrs. Wayne Kuster of Roca.

Mr. Russillo introduced Lieutenant Commander V. E. Armstrong and sixty-six new navy recruits who form the '61 Beef State Company.

Lieutenant Commander Armstrong addressed the Legislature and presented a certificate of appreciation to Mr. Srb.

Mr. Srb expressed his appreciation.

Members Excused

Mr. Rasmussen was excused at 11:40 a.m. for the remainder of the morning.

Mr. Gerdes was excused for February 27 and 28, and March 1 and 2.

Visitors

Mr. Gerdes introduced Messrs. Tom Dendinger, Jay Stieker, Darrell Eckardt, and Ward Larson, Chadron State Teachers College students.

MESSAGE FROM THE GOVERNOR

February 23, 1961

The President, The Speaker
and Members of the Legislature
Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on February 20, 1961, I approved LB 22 and LB 26, and on February 23, 1961, I approved LB 29, LB 131, LB 28, LB 112, LB 150, LB 144, LB 60, and LB 59.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

NOTICE OF COMMITTEE HEARINGS

Education

LB 514 Monday, March 13, 1961 2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 104. Placed on Select File as amended.

E and R amendments to LB 104:

1. In section 1, line 7, insert a comma after "take" as in the statutes.

2. Because of the Ruhnke General File Amendment, in renumbered section 3, line 23, strike "*constructed*".

3. In renumbered section 8, line 1, strike "section" and insert "sections".

4. For correlation purposes, in line 2 of section 2, added by Standing Committee Amendment 1, insert "as amended by section 7, Legislative Bill 26, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and strike line 5, and insert "flesh or fur of fox which have been legally taken".

5. For correlation purposes, strike the Syas General File Amendment 3; in renumbered section 8, line 2, insert "section 37-505, Reissue Revised Statutes of Nebraska, 1943, as amended by section 7, Legislative Bill 26, Seventy-second Session, Nebraska State Legislature, 1961," after the third comma; and strike line 4 and insert "also section 37-514, Reissue".

6. In the title, line 13, insert "to provide an exception;" after the semicolon; and in line 15, strike "stream, lake, or pond" and insert "waters inhabited by fish".

7. For correlation purposes, in the title, strike the General File Amendment to line 2; in line 3, insert "section 37-505, Reissue Revised Statutes of Nebraska, 1943, as amended by section 7, Legislative Bill 26, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and in lines 16 and 17, strike "sections 37-503.03, 37-503.04, and" and insert "section".

LEGISLATIVE BILL 94. Placed on Select File as amended.

E and R amendments to LB 94:

1. In Standing Committee Amendment 2, line 2, insert ", before the reinstated period," after "adding"; and in line 3, strike the period and insert a period at the end of the line.

2. For correlation purposes, in section 2, line 2, insert "as amended by section 9, Legislative Bill 22, Seventy-second Session,

Nebraska State Legislature, 1961," after the second comma; in line 3, strike "No" and insert "The"; and in line 3, insert "not" after "shall".

3. For correlation purposes, in section 4, line 1, strike ", 31-752,"; and at the end of line 2, add "and section 31-752, Reissue Revised Statutes of Nebraska, 1943, as amended by section 9, Legislative Bill 22, Seventy-second Session, Nebraska State Legislature, 1961,".

4. For correlation purposes, in the title, line 2, strike ", 31-752,"; and at the end of line 3, add "and section 31-752, Reissue Revised Statutes of Nebraska, 1943, as amended by section 9, Legislative Bill 22, Seventy-second Session, Nebraska State Legislature, 1961,".

5. In the title, line 9, insert "to provide that when the cost of improvements under the act of 1949 are of general benefit to the district, interest shall run only until the issuance of warrants in payment of the contract price;" after the semicolon.

LEGISLATIVE BILL 188. Placed on Select File as amended.

E and R amendments to LB 188:

1. In section 2, line 20, insert a comma after "reflectors" as in the statutes.

2. For correlation purposes, in section 2, line 2, insert "as amended by section 4, Legislative Bill 29, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and in line 13, strike "black".

3. For correlation purposes, in section 3, lines 1 and 2, strike "sections 39-7,118 and 39-7,118.01" and insert "section 39-7,118"; and at the end of line 2, insert "and section 39-7,118.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 29, Seventy-second Session, Nebraska State Legislature, 1961,".

4. For correlation purposes, in the title, strike line 2, and insert "For An Act to amend section 39-7,118, Re-"; in line 3, insert "and section 39-7,118.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 29, Seventy-second Session, Nebraska State Legislature, 1961,"; and in lines 6 and 7, strike "to harmonize the provisions with other legislation;".

LEGISLATIVE BILL 91. Placed on Select File as amended.

E and R amendments to LB 91:

1. In renumbered section 3, line 1, strike "sections 31-907 and" and insert "section"; and in line 2, strike "are" and insert "is".

2. In the title, line 2, strike "sections 31-907 and" and insert "section"; in lines 4 and 5, strike "to provide for the construction of a new ditch or drainage way;"; and in line 8, strike "sections" and insert "section".

3. For correlation purposes, after the second comma, in line 2 of both renumbered sections 1 and 3, and line 3, of the title, insert "as amended by section 10, Legislative Bill 22, Seventy-second Session, Nebraska State Legislature, 1961,"; and at the end of line 7, renumbered section 1, insert: "~~The procedure for and upon such appeal shall be as nearly as possible the same as is provided for appeals from final orders or claims presented to the county board of such county.~~".

LEGISLATIVE BILL 346. Placed on Select File as amended.

E and R amendment to LB 346:

1. For correlation purposes, after the second comma, in line 2 of both sections 1 and 2 and in line 3 of the title, insert "as amended by section 1, Legislative Bill 59, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, line 8, insert "except cities of the metropolitan class," after the comma; in line 11, insert "Bonds of districts created under the provisions of Chapters 31 or 39, shall in addition, after annexation by any municipality, be redeemable at the option of the annexing municipality at any time after annexation of such district if at the time of redemption at least five years shall have elapsed from date of issuance." after the period; and in line 21, insert "Bonds of cities of the metropolitan class may contain such provisions with respect to their redemption as the city shall provide." after the period.

(Signed) William B. Brandt, Chairman

Visitor

Mr. Webb introduced Mr. Carl H. Priesner, Mayor of Ogallala.

Judiciary

LEGISLATIVE BILL 384. Indefinitely postponed.

(Signed) Joe T. Vosoba, Chairman

MOTION—Adjournment

Mr. President: I move that we adjourn until 10:00 a.m., Monday. (Signed) Sam Klaver

Mr. Nelson moved to amend the Klaver motion to adjourn to 9:00 a.m.

The Nelson motion prevailed with 18 ayes, 13 nays, and 11 not voting.

The Klaver motion as amended prevailed, and at 11:52 a.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

THIRTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 27, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bowen, Erlewine and Gerdes, who were excused, Mr. Munnelly who was excused until 9:15 a.m., and Mr. Rasmussen who was excused until 9:35 a.m.

Corrections for the Journal

Page 530, delete lines 17 and 18.

The Journal for the Thirty-eighth Day was approved as corrected.

Communications

Letter from Representative Glenn Cunningham acknowledging receipt of Legislative Resolution 8, and enclosing a copy of the Congressional Record.

Presented to the Governor

Presented to the Governor for approval on February 24, 1961, at 3:00 p.m.: LB 38 LB 36 LB 23

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 208. Placed on General File as amended.

Standing Committee amendments to LB 208:

1. In section 1, at the end of line 12, add *"Of the proceeds of such tax, not to exceed four-hundredths of a mill on the dollar*

upon the assessed valuation of all the taxable property of the state, except intangible property, shall be used for development of the proposed Platte Valley Parking System.".

2. Amend the title to conform.

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 87. Replaced on Select File as amended.

E and R amendment to LB 87:

1. In Enrollment and Review Amendment 1, line 1, strike "1" and insert "3".

LEGISLATIVE BILL 92. Replaced on Select File as amended.

E and R amendment to LB 92:

1. In section 1, line 10, strike "proscribed" and insert "defined".

LEGISLATIVE BILL 292. Placed on Select File.

LEGISLATIVE BILL 345. Placed on Select File as amended.

E and R amendment to LB 345:

1. In the title, strike lines 4 to 9, and insert "ness; to change the procedure for registering of bonds of political subdivisions of the state;".

LEGISLATIVE BILL 225. Placed on Select File.

LEGISLATIVE BILL 209. Placed on Select File as amended.

E and R amendments to LB 209:

1. In Standing Committee Amendment 1, line 5, strike *"years"* and insert *"year's"*.

2. Add a new section to be known as section 5, and to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

3. In the title, line 8, strike "and" and insert "to provide for collection of tax;"; and in line 9, insert "; and to declare an emergency".

LEGISLATIVE BILL 44. Correctly engrossed.

LEGISLATIVE BILL 74. Correctly engrossed.

LEGISLATIVE BILL 45. Correctly engrossed.

LEGISLATIVE BILL 47. Correctly engrossed.

LEGISLATIVE BILL 48. Correctly engrossed.

LEGISLATIVE BILL 50. Correctly engrossed.

LEGISLATIVE BILL 51. Correctly engrossed.

LEGISLATIVE BILL 52. Correctly engrossed.

LEGISLATIVE BILL 53. Correctly engrossed.

LEGISLATIVE BILL 54. Correctly engrossed.

LEGISLATIVE BILL 68. Correctly engrossed.

LEGISLATIVE BILL 70. Correctly engrossed.

LEGISLATIVE BILL 65. Correctly enrolled.

LEGISLATIVE BILL 24. Correctly enrolled.

LEGISLATIVE BILL 55. Correctly enrolled.

LEGISLATIVE BILL 56. Correctly enrolled.

LEGISLATIVE BILL 57. Correctly enrolled.

LEGISLATIVE BILL 61. Correctly enrolled.

LEGISLATIVE BILL 62. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Visitors

Mr. Marvel introduced Mrs. Alice Amen, and Mr. and Mrs. Ed Brinegar of Hastings.

Mr. McCosh introduced former Senator Amos Morrison and his son, Bert Morrison, of Gering. Mr. Morrison addressed the Legislature briefly.

Judiciary

LEGISLATIVE BILL 397. Placed on General File.

LEGISLATIVE BILL 396. Placed on General File.

LEGISLATIVE BILL 395. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 65 LB 24 LB 55 LB 56 LB 57 LB 61 LB 62

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 69.

A BILL FOR AN ACT to repeal sections 21-501, 21-502, 21-503, and 21-504, Reissue Revised Statutes of Nebraska, 1943, relating to real estate corporations.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 7:

Adamson
Bowen
Erlewine
Gerdes
McHugh
Munnelly
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 73.

A BILL FOR AN ACT to amend section 42-319, Reissue Revised Statutes of Nebraska, 1943, relating to alimony and child support judgments; to provide a time during which proceedings may be commenced to enforce prescribed judgment liens; to provide for the extinguishment of such liens; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 7:

Bowen
Erlewine
Gerdes
McHugh
Munnelly
Rasmussen
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 164.

A BILL FOR AN ACT to amend section 43-609, Reissue Revised Statutes of Nebraska, 1943, relating to handicapped children; to provide for therapy rather than care of handicapped children; to redesignate the basis for distribution of funds appropriated for handicapped children; to provide for approval of programs by the Commissioner of Education; to eliminate duties of the State Board of Education; to increase the amounts that may be expended for the care of each handicapped child; to provide that the amount expended shall not exceed the per pupil cost; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager

McCosh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 3:

Craft
Marvel
Thompson

Not voting, 7:

Bowen
Erlewine
Gerdes
McHugh
Munnelly
Rasmussen
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 63.

A BILL FOR AN ACT to repeal sections 21-1601, 21-1602, 21-1603, 21-1604, and 21-1605, Reissue Revised Statutes of Nebraska, 1943, relating to union depot companies.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 7:

Bowen
Erlewine
Gerdes
McHugh
Munnelly
Rasmussen
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 64.

A BILL FOR AN ACT to repeal sections 21-901, 21-903, 21-905, 21-906, 21-908, 21-909, 21-910, 21-911, 21-912, 21-913, and 21-914, Reissue Revised Statutes of Nebraska, 1943, and sections 21-902, 21-904, and 21-907, Revised Statutes Supplement, 1959, relating to professional and similar associations.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Bowen
Erlewine
Gerdes
McHugh
Rasmussen
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 66.

A BILL FOR AN ACT to repeal sections 21-816, 21-817, 21-818, 21-819, 21-820, 21-821, 21-822, 21-823, 21-824, 21-825, 21-826, 21-827, 21-828, 21-829, and 21-830, Reissue Revised Statutes of Nebraska, 1943, relating to Protestant Episcopal parishes or churches.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers

Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Bowen
Erlewine
Gerdes
McHugh
Rasmussen
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 79. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 49. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 99. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 234. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 83. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 202. Advanced to E and R for engrossment.

LEGISLATIVE BILL 259. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 143. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 206. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 104. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 94. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 188. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 91. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 346. E and R amendment found in the Legislative Journal for the Thirty-eighth was adopted.

Advanced to E and R for engrossment.

Visitor

Mr. Gerhart introduced Mr. Horace Goman of Lincoln.

GENERAL FILE

LEGISLATIVE BILL 324. Considered.

Mr. Waldo moved to reconsider the action of February 23, 1961, on the Romans amendment to the Russillo amendment to section 1.

The motion prevailed with 28 ayes, 4 nays, and 11 not voting.

The Romans amendment lost with 6 ayes, 22 nays, and 15 not voting.

The Russillo amendment found in the Legislative Journal for the Thirty-seventh Day was adopted.

Mr. Romans moved that LB 324 be indefinitely postponed. The motion lost with 6 ayes, 30 nays, and 7 not voting.

Advanced to E and R for review with 30 ayes, 3 nays, and 10 not voting.

Visitor

Mr. McCosh introduced Mrs. William Nickol of Scottsbluff.

LEGISLATIVE BILL 364. Considered.

Mr. Lautenschlager moved that LB 364 be indefinitely postponed.

The motion lost with 11 ayes, 20 nays, and 12 not voting.

Mr. Lautenschlager offered the following amendments which were adopted:

1. Amend section 1, line 11, after the words "except for necessary maintenance" as in the committee amendment, add the following: ", highway construction inspection".

2. Amend the title to conform.

Speaker Thompson Presiding

Advanced to E and R for review with 27 ayes, 3 nays, and 13 not voting.

LEGISLATIVE BILL 481. Laid over until Thursday, March 2, 1961, at the request of Mr. Rasmussen.

LEGISLATIVE BILL 205. Read and considered.

Mr. Stromer offered the following amendments which were adopted:

1. Amend section 2, line 1, section 3, line 1, section 4, line 1, section 5, line 1, section 6, line 1, and section 7, line 1, by striking "two hundred" and inserting "one hundred fifty".

2. Amend the title to conform.

Mr. Moulton offered the following amendment which was adopted:

1. Add the emergency clause and amend the title to conform.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. Forrester introduced Messrs. George Weibush, Donald Clouse, and Raymond C. Jensen of Dunning.

Mr. Craft introduced Mr. and Mrs. Clarence Runner, Mr. and Mrs. Claude Smith, and Mrs. Jerry States.

LEGISLATIVE BILL 409. Read and considered.

Mr. Stryker offered the following amendments which were adopted:

1. Amend section 2 of the bill, line 20 by inserting *"voluntary"* before the word "fire".

2. Amend the title to conform.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

Visitors

Mr. Adamson introduced Mr. and Mrs. Emmet Adamson of Cody, and Mr. Roger Little of Valentine.

LEGISLATIVE BILL 287. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

UNANIMOUS CONSENT—Withdraw LB 446

Mr. Forrester requested unanimous consent to withdraw LB 446. Request pending. Laid over.

GENERAL FILE

LEGISLATIVE BILL 327. Read and considered.

Mr. Adams requested unanimous consent to have his name withdrawn and Mr. Klaver substituted as introducer. No objections. So ordered.

Advanced to E and R for review with 28 ayes, 2 nays, and 13 not voting.

Visitor

Mr. Staubitz introduced Mr. Ron Cope of Kearney.

UNANIMOUS CONSENT—Withdraw LB 482

Mr. Hasebroock requested unanimous consent to withdraw LB 482. Request pending. Laid over.

GENERAL FILE

LEGISLATIVE BILL 305. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Mr. Syas offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

President Burney Presiding

Visitors

Mr. Moulton introduced Mmes Vern Crouch, Robert W. Beach, Henry C. Davidson, and Paul Severance of Omaha.

Mr. Jensen introduced Mr. Park Aker of Polk.

Mr. Rasmussen introduced Mr. John Wollmer of Hooper.

Mr. McCosh introduced Mrs. Amos Morrison and daughter, Betty, of Gering.

LEGISLATIVE BILL 306. Section 1 read and considered.

Mr. Syas moved that Standing Committee amendment 1 found in the Legislative Journal for the Thirty-fifth Day be adopted. Motion pending.

Mr. Nelson offered the following amendment:

1. Amend Standing Committee amendment 1, line 5, by inserting after the word "district", the following: ". This, however, shall not apply to the districts having an enrollment of less than twenty-five pupils".

Amendment pending.

Laid over at the request of Mr. Thompson.

UNANIMOUS CONSENT—LB 88

Mr. Klaver requested unanimous consent that LB 88, which is bracketed on General File, be placed at the end of General File.

No objections. So ordered.

Visitor

Mr. Nelson introduced Mr. Willard Snyder, Superintendent of Schools, Keya Paha County.

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Munnelly requested unanimous consent to withdraw the hearing on LB 578, which was set by the Banking, Commerce and Insurance Committee for Tuesday, March 7. No objections. So ordered.

Visitor

Mr. Lautenschlager introduced Mr. Richard Spelts of Grand Island.

UNANIMOUS CONSENT—Cancel Hearing Dates

Mr. Ruhnke requested unanimous consent to cancel the hearing dates on the following bills: LB 613 LB 444 LB 494 LB 469 LB 605 LB 606 LB 191 LB 504 LB 551 LB 263 LB 558

No objections. So ordered.

UNANIMOUS CONSENT—Cancel Hearing and Re-refer Bill

Mr. Ruhnke requested unanimous consent to cancel the hearing on LB 458, which was set by the Public Works Committee for Tuesday, March 21, and to re-refer LB 458 to the Agriculture Committee.

No objections. So ordered.

Explanation of Vote

Mr. President: Had I been present on Friday, February 24, when the vote was taken on LB 196, I would have voted "Aye". (Signed) Ross H. Rasmussen

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 578 (Reset)	Monday, March 6, 1961	2:00 p.m.
LB 590	Monday, March 13, 1961	2:00 p.m.
LB 608	Monday, March 13, 1961	2:00 p.m.
LB 443	Tuesday, March 14, 1961	2:00 p.m.
LB 471	Monday, March 20, 1961	2:00 p.m.
LB 320	Tuesday, March 21, 1961	2:00 p.m.

Agriculture

LB 654	Wednesday, March 8, 1961	2:00 p.m.
LB 498	Wednesday, March 15, 1961	2:00 p.m.
LB 552	Wednesday, March 15, 1961	2:00 p.m.

Public Works

LB 613	Monday, April 17, 1961	2:00 p.m.
LB 444	Monday, April 17, 1961	2:00 p.m.
LB 494	Monday, April 17, 1961	2:00 p.m.
LB 469	Tuesday, April 18, 1961	2:00 p.m.
LB 605	Tuesday, April 18, 1961	2:00 p.m.
LB 606	Tuesday, April 18, 1961	2:00 p.m.
LB 191	Monday, April 24, 1961	2:00 p.m.
LB 504	Monday, April 24, 1961	2:00 p.m.
LB 551	Monday, April 24, 1961	2:00 p.m.
LB 263	Tuesday, April 25, 1961	2:00 p.m.
LB 558	Tuesday, April 25, 1961	2:00 p.m.

Visitor

Mr. Stalder introduced Mr. Cecil A. Davis of Pawnee City.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 318. Placed on General File as amended.

Standing Committee amendments to LB 318:

1. In section 1, lines 2 and 3, strike "with the intention of engaging" and insert ", and engage"; in Lines 3 and 4 strike "or passage of" and insert ", or pass"; insert a period at the end of line 7; strike lines 8 to 11; strike line 12 through the period; and in line 15, strike "one thousand" and insert "five hundred".

2. Amend the title to conform.

LEGISLATIVE BILL 385. Placed on General File.

LEGISLATIVE BILL 386. Placed on General File.

LEGISLATIVE BILL 387. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

Adjournment

At 11:51 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 28, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Erlewine and Gerdes who were excused.

The Journal for the Thirty-ninth Day was approved.

Communication

Letter from Senator Roman L. Hruska acknowledging receipt of Legislative Resolution 8, and enclosing a copy of the Congressional Record.

Presented to the Governor

Presented to the Governor for approval on February 27, 1961, at 3:45 p.m.: LB 24 LB 55 LB 56 LB 57 LB 61 LB 62 LB 65

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 271. Placed on General File.

LEGISLATIVE BILL 267. Placed on General File as amended.

Standing Committee amendments to LB 267:

Section 4:

1. Add the emergency clause.
2. Amend the title to conform.

LEGISLATIVE BILL 304. Placed on General File.

LEGISLATIVE BILL 127. Indefinitely postponed.

LEGISLATIVE BILL 283. Indefinitely postponed.

LEGISLATIVE BILL 207. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Judiciary

LEGISLATIVE BILL 506. Placed on General File as amended.

Standing Committee amendments to LB 506:

1. Amend Section 1 by restoring all of the stricken matter and striking all of the new matter.

2. Amend Section 1, line 19, by striking the period, inserting in place thereof a comma, and adding the following new matter: "*, and, as to such a mortgage executed after the effective date of this act, if such original maturity is more than ten years from and after the date of the filing of the foreclosure petition, the stay period shall be six months*".

3. Amend the title to conform.

LEGISLATIVE BILL 394. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

LEGISLATIVE BILL 389. Indefinitely postponed.

(Signed) Peter H. Claussen, Acting Chairman

Enrollment and Review

LEGISLATIVE BILL 142. Replaced on Select File as amended.

E and R amendment to LB 142:

1. On page 3, section 2, line 15, strike "foot frontage" and insert "front footage".

LEGISLATIVE BILL 302. Placed on Select File as amended.

E and R amendments to LB 302:

1. In section 1, lines 1 and 2, strike "unless the context otherwise requires".

2. In section 4, line 2, strike the comma; and in line 3, insert a comma after "shall".

LEGISLATIVE BILL 161. Placed on Select File as amended.

E and R amendments to LB 161:

1. On page 3, section 1, line 36, insert "*and*" after the semicolon; in line 47, reinstate the stricken "*and*"; and in line 56, strike "when" and insert "for the" as in the statutes.

2. In section 2, line 4, strike "for" as in the statutes; in lines 54, 67, 87, and 106, strike "subsection" and insert "~~subsection~~ *subdivision*"; in line 62, reinstate the stricken "*and*"; in line 75, strike "*or*"; in line 84, insert a comma after "week" as in the statutes; and in line 93, insert "*and*" after the semicolon.

LEGISLATIVE BILL 256. Placed on Select File as amended.

E and R amendment to LB 256:

1. In the title, line 2, strike "77-1736.01" and insert "77-1734.01"; and in line 7, insert "or of any taxpayer" after "state".

LEGISLATIVE BILL 75. Correctly engrossed.

LEGISLATIVE BILL 212. Correctly engrossed.

LEGISLATIVE BILL 123. Correctly engrossed.

LEGISLATIVE BILL 89. Correctly engrossed.

LEGISLATIVE BILL 237. Correctly engrossed.

LEGISLATIVE BILL 182. Correctly engrossed.

LEGISLATIVE BILL 117. Correctly engrossed.

LEGISLATIVE BILL 183. Correctly engrossed.

LEGISLATIVE BILL 145. Correctly engrossed.

LEGISLATIVE BILL 165. Correctly engrossed.

LEGISLATIVE BILL 84. Correctly engrossed.

LEGISLATIVE BILL 86. Correctly engrossed.

LEGISLATIVE BILL 66. Correctly enrolled.

LEGISLATIVE BILL 69. Correctly enrolled.

LEGISLATIVE BILL 73. Correctly enrolled.

LEGISLATIVE BILL 164. Correctly enrolled.

LEGISLATIVE BILL 63. Correctly enrolled.

LEGISLATIVE BILL 64. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 66 LB 69 LB 73 LB 164 LB 63 LB 64

MOTION—Introduce Bill

Mr. President: I move that the Committee on Public Works be permitted to introduce a bill, the purpose of which is as follows: To ratify the compact entered into by the States of South Dakota and Nebraska on January 18, 1961, relating to the Niobrara River. (Signed) Arnold Ruhnke

Permission to introduce the bill granted with 39 ayes, 0 nays, and 4 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 673. By Committee on Public Works, Arnold Ruhnke, 22nd District, Chairman.

A BILL FOR AN ACT to ratify the compact entered into by the States of South Dakota and Nebraska on January 18, 1961, relating to the Niobrara River; and to declare an emergency.

MOTIONS—Introduce Bills

Mr. President: I move that the Committee on Education be permitted to introduce a bill for the following reasons: This is a substitute bill that was prepared at the request of the Education Committee. The purpose of this bill is to provide for the transfer of school district property when a part of that property has been separated by natural or artificial barriers from another part of that district. It now provides that the school board of a district that is affected may make application for the transfer of this property. Since discussing this with the Education Committee the word "artificial" has been put in here to take care of situations that no doubt will arise when the Inter-state Highway is completed. This bill, as it now reads, will take care of the Platte County problem without hurting other school districts in the state. (Signed) George Syas, Chairman

Permission to introduce the bill granted with 39 ayes, 0 nays, and 4 not voting.

Mr. President: I move that the Committee on Education be permitted to introduce a bill for the following reasons: This is a bill that was prepared at the request of Lt. Governor Burney. This bill will take care of the airfields and other property formerly held by the Federal Government and which was taken out of school districts at the time the Federal Government took it over. This bill will provide that all of this property can now be put back into a school district. (Signed) George Syas, Chairman

Permission to introduce the bill granted with 38 ayes, 0 nays, and 5 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 674. By Committee on Education, George Syas, 4th District, Chairman.

A BILL FOR AN ACT to amend sections 79-406 and 79-407, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for notice and hearing before transfer of territory from one school district to another because of the presence of prescribed barriers; to provide for such transfer because of artificial as well as natural barriers; and to repeal the original sections.

LEGISLATIVE BILL 675. By Committee on Education, George Syas, 4th District, Chairman.

A BILL FOR AN ACT relating to schools; to require the assignment to an existing school district of all land, not subject to the jurisdiction of the federal government, which is not part of any school district; and to provide procedures.

UNANIMOUS CONSENTS—Withdraw Bills

Mr. Forrester renewed his pending request found in the Legislative Journal for the Thirty-ninth Day to withdraw LB 446. There were no objections, and the bill was withdrawn.

Mr. Hasebroock renewed his pending request found in the Legislative Journal for the Thirty-ninth Day to withdraw LB 482. There were no objections, and the bill was withdrawn.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 40.

A BILL FOR AN ACT to amend sections 60-105, 60-114, 60-320, 60-404, 60-408, 60-452.01, 60-1401, and 60-1406, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate obsolete matter; to clarify the provisions thereof; to redefine terms; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Romans

Not voting, 3:

Erlewine
Gerdes
Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mrs. Orme introduced the following student nurses from Lincoln General Hospital: Joan Havener, Wayne; Sally Hunt, Dunbar; Jean Deterding, Deshler; and Marilyn Wegener, Deshler.

Mr. Skarda introduced Mr. and Mrs. Ernie Zitka of Omaha.

LEGISLATIVE BILL 173.

A BILL FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, relating to education; to provide that any person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease, or entrant upon government land who has not yet received a patent therefor may petition to have land set off from one school district and attached to another; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Erlewine
Gerdes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Skarda was excused at 10:15 a.m. for a short period.

LEGISLATIVE BILL 67.

A BILL FOR AN ACT to repeal sections 21-701, 21-702, 21-703, 21-704, 21-705, 21-706, 21-707, 21-708, 21-709, 21-710, 21-711, 21-712, 21-713, 21-714, 21-715, 21-716, 21-717, 21-718, 21-719, 21-720, 21-721, 21-722, 21-723, 21-724, 21-725, 21-726, 21-727, 21-728, 21-729, 21-730, and 21-731, Reissue Revised Statutes of Nebraska, 1943, relating to educational institutions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Erlewine
Gerdes
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 25.

A BILL FOR AN ACT to amend sections 35-513.01 and 35-516, Reissue Revised Statutes of Nebraska, 1943, relating to rural and suburban fire protection districts; to harmonize the provisions with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Erlewine
Gerdes
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mrs. Orme introduced Mrs. Leonard Densmore of Lincoln and her daughter, Mrs. Robert Harberson, who was a passenger on the Santa Maria.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 40. (Signed) Hans O. Jensen

SELECT FILE

LEGISLATIVE BILL 87. E and R amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 92. E and R amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 292. Advanced to E and R for engrossment.

LEGISLATIVE BILL 345. E and R amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 225. Advanced to E and R for engrossment.

LEGISLATIVE BILL 209. E and R amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 405. Placed on General File as amended.

Standing Committee amendment to LB 405:

Amend section 1 of the bill, line 4, by striking "at least one hour before" and inserting "*prior to*".

(Signed) George Syas, Chairman

GENERAL FILE

LEGISLATIVE BILL 306. Considered.

The pending Nelson amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Standing Committee amendment 1, found in the Legislative Journal for the Thirty-fifth Day, was adopted as amended.

Mr. Adamson moved that LB 306 be indefinitely postponed. The motion prevailed with 20 ayes, 15 nays, and 8 not voting.

Members Excused

Mr. Brandt was excused at 11:00 a.m., for the remainder of the day.

Mr. Kjar was excused at 11:00 a.m., for the remainder of the morning.

Mr. McHugh was excused for Wednesday, March 1.

Visitors

Mr. Munnelly introduced Mr. Ben Crain, and Mr. John Sampson and son, John, Jr., of Omaha.

Mr. Romans introduced Mr. John Welty and Mr. Howard Bolli of Arcadia.

Mr. Craft introduced Mr. Gerald Gentleman of North Platte.

GENERAL FILE

LEGISLATIVE BILL 299. Laid over until Friday, March 3, at the request of Mr. Romans.

Speaker Thompson Presiding

LEGISLATIVE BILL 308. Read and considered.

Mr. Waldo offered the following amendment which was adopted:

1. Amend the Standing Committee amendment, line 1, by inserting "section 3" before "LB".

Standing Committee amendments found in the Legislative Journal for the Thirty-sixth Day were adopted as amended.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 309. Read and considered.

Mr. Moulton Presiding

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 266. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Laid over until Monday, March 6, at the request of Mr. Knight.

Visitors

Mr. Gerhart introduced Messrs. Wm. Hintz and Jerry Kuchar of Pierce.

Mrs. Orme introduced the following student nurses from Bryan Memorial Hospital: Judy Wright, Owatonna, Minnesota; and Marilyn Mergen, Fairbury.

STANDING COMMITTEE REPORTS

Committee on Committees

February 28, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:-

The Committee on Committees desires to report favorably upon the appointments listed below, submitted by Governor Frank B. Morrison. The Committee suggests that the appointments be voted upon by this legislative body, and separately confirmed:

Donald E. Bastemeyer—Commissioner of Labor

whose term began on January 1, 1961, and ends January 3, 1963.

George L. Morris—Agent, State Purchasing Department

whose term began on January 1, 1961, and will end on January 3, 1963. The appointment of George L. Morris is to fill the unexpired term of A. Clifford Anderson, resigned.

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP/nj

MOTION—Adopt Report

Mr. President: I move the adoption of the report of the Committee on Committees and that each one of the appointees be voted upon separately and by record vote. (Signed) J. O. Peck

The motion prevailed.

Vote on Mr. Bastemeyer

Voting in the affirmative, 33:

Adams
Adamson
Bowen
Burbach
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 10:

Brandt
Bridenbaugh
Claussen
Erlewine
Gerdes
Kjar
Romans
Russillo
Skarda
Stryker

Having received a majority of the votes of all members, the President declared the appointment of Mr. Bastemeyer confirmed.

Vote on Mr. Morris

Voting in the affirmative, 29:

Adams
Adamson
Bowen
Burbach
Craft
Diers
Fleming
Forrester
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Ruhnke
Stalder
Staubitz
Stromer
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 14:

Brandt
Bridenbaugh
Claussen
Erlewine
Gerdes
Gerhart
Hasebroock
Kjar
Peck
Romans
Russillo
Skarda
Stryker
Syas

Having received a majority of the votes of all members, the President declared the appointment of Mr. Morris confirmed.

UNANIMOUS CONSENT—Re-refer LB 224

Mr. Munnelly requested unanimous consent to have LB 224 re-referred from the Judiciary Committee to the Government Committee. No objections. So ordered.

Visitors

Mr. Wylie introduced Mr. Marion H. Richards of Albion, Mr. Jerome J. Seier of Petersburg, and Mr. Leo T. Corcoran of St. Edward.

Adjournment

At 11:48 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 1, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Gerdes and McHugh who were excused, and Mr. Russillo who was excused until 10:20 a.m.

The Journal for the Fortieth Day was approved.

Communications

Letter from Mrs. Dale Plummer, R.N., Schuyler, opposing LB 410.

Letter from Mary E. Little, Geneva, referring to various Bible passages.

Letter to Mr. Webb from the Tri-County Wildlife Club, Ogallala, regarding a proposed resolution and enclosing recommendations of the Nebraska Council of Sportsmen's Clubs. Referred to the Committee on Agriculture.

Visitors

Mrs. Orme introduced the following Lincoln General School of Nursing students: Sharlene Bartels, Lincoln; Ann Johnson, Seward; Karen Slepicka, Wilber; Carol Klusman, Juniata; Judy Witt, Omaha; Shawn Wagner, Kearney; and Jeannie Nehrig, Marysville, Kansas.

Presented to the Governor

Presented to the Governor for approval on February 28, 1961, at 4:00 p.m.: LB 63 LB 64 LB 66 LB 69 LB 73 LB 164

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 172. Replaced on Select File as amended.

E and R amendment to LB 172:

1. In section 1, line 35, strike "in" as in the statutes.

LEGISLATIVE BILL 324. Placed on Select File as amended.

E and R amendment to LB 324:

1. In the title, line 6, insert "to provide a fee when photographic processes are used in recording instruments;" and in line 7, insert "; and to repeal the original section" before the period.

LEGISLATIVE BILL 364. Placed on Select File as amended.

E and R amendment to LB 364:

1. In the title, line 7, insert ", except as prescribed" before the semicolon.

LEGISLATIVE BILL 205. Placed on Select File as amended.

E and R amendments to LB 205:

1. In the Stromer General File Amendment 1, strike "line 1" each time it occurs and insert "lines 1 and 2".

2. In section 4, line 14, strike "article" and insert "sections 1 to 6 of this act".

3. In section 5, line 4, strike "7" and insert "6".

4. In section 6, line 7, strike the first "of"; in line 10, strike ". The expense" and insert ", with the expense thereof"; in line 14, strike "article" and insert "sections 1 to 6 of this act"; and in line 21, strike "to" and insert "shall".

5. Add a new section to be known as section 9, and to read as follows:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

6. In the title, line 7, strike "two hundred" and insert "one hundred fifty"; in line 11, strike "and"; and also in line 11, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 409. Placed on Select File as amended.

E and R amendments to LB 409:

1. In the Stryker General File Amendment 1, line 2, strike *"voluntary"* and insert *"volunteer"*.

2. In section 2, line 19, strike *"of"* and insert *"in"*.

3. In the title, line 4, strike the first semicolon and insert a comma; in line 5, insert "volunteer" after "exempt"; and in line 7, strike "head" and insert "poll".

LEGISLATIVE BILL 287. Placed on Select File.

LEGISLATIVE BILL 327. Placed on Select File.

LEGISLATIVE BILL 305. Placed on Select File as amended.

E and R amendment to LB 305:

1. Strike the Syas General File Amendment.

LEGISLATIVE BILL 671. Correctly engrossed.

LEGISLATIVE BILL 672. Correctly engrossed.

LEGISLATIVE BILL 252. Correctly engrossed.

LEGISLATIVE BILL 82. Correctly engrossed.

LEGISLATIVE BILL 109. Correctly engrossed.

LEGISLATIVE BILL 108. Correctly engrossed.

LEGISLATIVE BILL 78. Correctly engrossed.

LEGISLATIVE BILL 141. Correctly engrossed.

LEGISLATIVE BILL 121. Correctly engrossed.

LEGISLATIVE BILL 210. Correctly engrossed.

LEGISLATIVE BILL 211. Correctly engrossed.

LEGISLATIVE BILL 37. Correctly engrossed.

LEGISLATIVE BILL 25. Correctly enrolled.

LEGISLATIVE BILL 40. Correctly enrolled.

LEGISLATIVE BILL 67. Correctly enrolled.

LEGISLATIVE BILL 173. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 25 LB 40 LB 67 LB 173

RESOLUTIONS

LEGISLATIVE RESOLUTION 10. Re: Legislative Council Study of the State Railway Commission.

Introduced by Hal Bridenbaugh, 13th District; Jack Romans, 29th District; and J. W. Burbach, 14th District.

WHEREAS, the members of the Nebraska State Legislature in Sixty-ninth Session Assembled adopted a resolution providing "That the Legislative Council appoint a committee of five members to make a comprehensive and detailed study of the organization and functioning of the State Railway Commission, and submit to the next regular session of the Legislature a complete report of its findings, together with its recommendations for changes and improvements."; and

WHEREAS, pursuant to such resolution, a committee of the Legislative Council was appointed and a comprehensive and detailed study of the State Railway Commission was made; and

WHEREAS, the report of such committee made to the meeting of the Legislative Council in November, 1960, contained the following Conclusions and Recommendations, which were recommended to this Seventy-first Session of the Nebraska State Legislature by the Legislative Council:

"(1) *That a Legislative Resolution be introduced during the 1961 session of the Legislature recommending that a committee of the Legislative Council be given the responsibility of having the statutes pertaining to the Railway Commission revised and recodified, such a committee to employ an attorney to do the actual revision and recodification with the assistance of an advisory committee composed of members of the industries now regulated by the Commission.*

Several persons appearing before the Committee during its study recommended that such a path be taken. They mentioned the fact that there are now inconsistencies, ambiguities, and conflicting provisions in the statutes pertaining to the Railway Commission and its regulatory duties. The Committee realized, however, that a project of this kind was too big to be accomplished prior to the convening of the 1961 Legislature. It feels that it should be handled somewhat like the recodification of the highway laws which was brought about a few years ago.

(2) *That, as a part of the recommendation listed above, the proposed study, if authorized by the 1961 Legislature, include not only a revision and recodification of the laws, but of the internal workings of the Railway Commission to determine if changes in its organization and the salaries paid are needed, especially in the light of what the other states are doing.*

The Committee is of the opinion that a study as proposed here should be as broad and as comprehensive as possible. While there are undoubtedly needed changes in the laws themselves, it is also probably true that much improvement could be made in the whole regulatory program if the Commission was organized differently internally and followed procedures calculated to better provide service to both the industries and the public."

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Conclusions and Recommendations set forth above are adopted.

2. That the Legislative Council appoint a committee of seven members with the responsibility of having the statutes pertaining to the State Railway Commission revised and recodified, such committee to employ an attorney to do the actual revision and recodification with the assistance of an advisory committee composed of members of the industries now regulated by the Commission, such study also to include an examination of the internal workings of the State Railway Commission to determine if changes in its organization and the salaries paid to members and employees of the Commission are needed.

3. That the committee submit to the next regular session of the Legislature a complete report of its findings, together with its recommendations for revision and recodification of the statutes and for internal changes in the State Railway Commission.

Referred to the Legislative Council Executive Board.

Speaker Thompson Presiding

Mr. Bridenbaugh requested unanimous consent to have William Moulton, 10th District, added as a co-introducer of LR 10. No objections. So ordered.

Reference Committee Report

LB	Committee
673	Public Works
674	Education
675	Education

(Signed) Dwight W. Burney
Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 138. With emergency.

A BILL FOR AN ACT relating to cities of the first class; to authorize cities of the first class to create districts within the city limits and the territory one mile beyond the city limits for the construction of storm water sewers therein, as prescribed; to provide for filing of protests and effect thereof; to provide that upon the completion of the improvement, the mayor and city council may levy and equalize special assessments against the parcels of real property located in such improvement district in proportion to benefits from the improvement; to provide that for the purpose of paying the cost of constructing the storm sewers and appurtenances and acquiring land easements as a right-of-way for the same, the mayor and city council shall have the power to issue bonds as prescribed; to provide for payment of such bonds; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Gerdes
McHugh
Russillo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 30.

A BILL FOR AN ACT to amend sections 43-201, 43-523, 43-527, 43-601, 43-701, 43-702, 43-703, 43-704, 43-705, 43-706, 43-707, and 43-708, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to clarify the provisions thereof; to correct internal references; to harmonize the provisions thereof with other legislation; to eliminate obsolete matter; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Skarda

Not voting, 4:

Gerdes
McHugh
Munnelly
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 32. Laid over until March 8, 1961, at the request of Mr. Vosoba.

Visitors

Mr. Stryker introduced Mrs. Helen Vavrina, teacher, and thirteen students of District 55, Dwight; Mr. and Mrs. Raymond Jisa; Mr. Louis Hurt and Mrs. Floyd Edwards.

Mr. Diers introduced Dr. Erickson of York.

Mr. Rasmussen introduced Mr. Bernard Schafersman of Fremont.

LEGISLATIVE BILL 41.

A BILL FOR AN ACT to amend section 68-106, Reissue Revised Statutes of Nebraska, 1943, and section 68-105, Revised Statutes Supplement, 1959, relating to paupers and public assistance; to clarify the provisions thereof; to correct an internal reference; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Gerdes
McHugh
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 42.

A BILL FOR AN ACT to amend section 69-209, Revised Statutes Supplement, 1959, relating to pawnbrokers; to reconcile inconsistent time limitations specified therein; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Gerdes
Jensen
McHugh
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

President Burney Presiding

LEGISLATIVE BILL 43.

A BILL FOR AN ACT to amend sections 71-217 and 71-1503, Reissue Revised Statutes of Nebraska, 1943, and sections 71-1,132.07 and 71-1,132.22, Revised Statutes Supplement, 1959, relating to public health and welfare; to remove obsolete matter from and clarify provisions relating to the practice of nursing; to harmonize with other legislation provisions relating to the practice of barbering; to redefine terms in harmony with other legislation for purposes of the Housing Cooperation Law; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh

Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Gerdes
Jensen
McHugh
Russillo
Thompson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 142. E and R amendment found in the Legislative Journal for the Fortieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 302. E and R amendments found in the Legislative Journal for the Fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 161. E and R amendments found in the Legislative Journal for the Fortieth Day were adopted.

Laid over at the request of Mr. Vosoba.

LEGISLATIVE BILL 256. E and R amendment found in the Legislative Journal for the Fortieth Day was adopted.

Advanced to E and R for engrossment.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 246	Wednesday, March 8, 1961	2:00 p.m.
LB 272	Wednesday, March 8, 1961	2:00 p.m.
LB 406	Wednesday, March 8, 1961	2:00 p.m.

LB 637	Wednesday, March 8, 1961	2:00 p.m.
LB 315	Thursday, March 9, 1961	2:00 p.m.
LB 602	Thursday, March 9, 1961	2:00 p.m.
LB 281	Wednesday, March 15, 1961	2:00 p.m.
LB 378	Wednesday, March 15, 1961	2:00 p.m.
LB 276	Thursday, March 16, 1961	2:00 p.m.
LB 282	Thursday, March 16, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 351. Indefinitely postponed.

(Signed) George Syas, Chairman

MOTION—Introduce Bill

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce a bill, the purpose of which is to provide for regulation and control of the sale and for distribution of obscene or indecent literature or other material. (Signed) John P. Munnelly

Permission to introduce the bill granted with 31 ayes, 0 nays, and 12 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 676. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT relating to obscenity; to provide for an action to prohibit the sale or distribution of an obscene, lewd, lascivious, filthy, indecent or disgusting article or instrument as prescribed; to provide for a temporary restraining order; to provide for confiscation of such articles or instruments; to provide for immunity; to provide for when a person shall be chargeable with knowledge of contents of such articles or instruments; to provide for penalties; to remove unconstitutional matter; to amend section 28-921, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section, and also section 28-924, Reissue Revised Statutes of Nebraska, 1943.

GENERAL FILE

LEGISLATIVE BILL 301. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 242. Read and considered.

Laid over until Friday, March 3, 1961, at the request of Mr. Brandt.

Visitors

Mr. Stromer introduced Mrs. Hal Eier, head of the Stenographic Department, and twenty students from the National Business Institute.

LEGISLATIVE BILL 243. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 244. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 245. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for review with 24 ayes, 0 nays, and 19 not voting.

Visitors

Mrs. Orme introduced Mr. Puhlmann, teacher, and twenty-five students from Trinity Lutheran School.

LEGISLATIVE BILL 247. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Visitors

Mr. Ruhnke introduced his brother, Mr. Arthur Ruhnke and Mrs. Ruhnke, of Plymouth.

Mr. Russillo introduced Mr. Harry Byrne of Omaha.

Mr. Forrester introduced Mr. John Evans, Custer County Attorney, of Broken Bow.

LEGISLATIVE BILL 491. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 159. Read and considered.

Mr. Vosoba Presiding

Standing Committee amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for review with 39 ayes, 0 nays, and 4 not voting.

Visitors

Mr. Wylie introduced Messrs. William J. Wirges, Sr., Florian Baun, and former Senator John Donner, of Elgin.

Mr. Rasmussen introduced Mr. Howard Thompson of Blair.

President Burney Presiding

Mr. Stalder introduced Messrs. Paul P. Chaney and Dale Bauer of Falls City.

Mr. Wylie introduced Messrs. Herman J. Schmitz, Ignatius Seier, and Joe Lordeman of Petersburg.

Mr. Gerhart introduced Mr. Joe Johnson of Tecumseh.

Mr. Brandt introduced Messrs. Herbert L. Hanson of Tecumseh, Walter H. Kreimer of Talmage, Ray Hahn of Burwell, Lorenz Brammeier of Cook, Edwin Blinde of Johnson, Wayne King of Auburn, Gerald Hamnang of Fremont, and Gayle Gribble of Oakland.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 254. Indefinitely postponed.

(Signed) George Syas, Chairman

Committee on Committees

March 1, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:-

The Committee on Committees desires to report favorably upon the appointments listed below, submitted by Governor Frank B. Morrison. The Committee suggests that the appointments be voted upon by this legislative body, and separately confirmed:

H. L. Blackledge—Member, Board of Educational Lands and Funds

Francis V. Robinson—Judge, Court of Industrial Relations

Don C. Smith—Member; Game, Forestation & Parks Commission

A. I. Rauch—Member; Game, Forestation & Parks Commission

The term of H. L. Blackledge began on October 1, 1959, and ends on October 1, 1964.

The term of Francis V. Robinson began on June 9, 1959, and ends on June 9, 1965.

The term of Don C. Smith began on September 6, 1959, and ends on September 6, 1964.

The term of A. I. Rauch began on January 15, 1960, and ends on January 15, 1965.

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted, and that each appointee be confirmed separately, and by record vote. (Signed) J. O. Peck

The motion prevailed.

Vote on Mr. Blackledge

Voting in the affirmative, 36:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 7:

Bridenbaugh
Gerdes
McHugh
Munnelly
Romans
Thompson
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Blackledge confirmed.

Vote on Mr. Robinson

Voting in the affirmative, 36:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 7:

Bridenbaugh
Gerdes
Jensen
McHugh
Munnelly
Thompson
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Robinson confirmed.

Vote on Mr. Smith

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Bridenbaugh
Gerdes
McHugh
Munnelly
Thompson
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Smith confirmed.

Vote on Mr. Rauch

Voting in the affirmative, 32:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Fleming
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 11:

Bridenbaugh
Erlewine
Forrester
Gerdes
Jensen
McCosh
McHugh
Moulton
Munnelly
Thompson
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Rauch confirmed.

Explanation of Vote

Mr. President: If I had been present, I would have voted "Aye" on LB 42 and LB 43. (Signed) Hans O. Jensen

Adjournment

At 11:54 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 2, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Gerdes who was excused.

The Journal for the Forty-first Day was approved.

MESSAGE FROM THE GOVERNOR

March 1, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your Honorable Body that on February 28, 1961, he approved LB 27, LB 124, LB 151, LB 35, LB 34, LB 65, LB 31, LB 23, LB 36, LB 38, LB 24, LB 55, LB 56, LB 57, LB 61, and LB 62.

Resectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

Communications

Note of appreciation from the Wood Family.

Letter from Congressman Glenn Cunningham acknowledging receipt of LR 9.

Letter from Lt. Governor Garland T. Byrd, Atlanta, Georgia, acknowledging receipt of LR 9.

Letter from Legislative Secretary Richard L. Miller, Office of the Governor, Lansing, Michigan, acknowledging receipt of LR 9.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 599	Tuesday, April 18, 1961	2:00 p.m.
LB 519	Tuesday, March 21, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 556. Placed on General File.

LEGISLATIVE BILL 465. Indefinitely postponed.

LEGISLATIVE BILL 569. Placed on General File as amended.

Standing Committee amendments to LB 569:

1. Amend Section 1, page 2, line 10, immediately following the word "its" insert "*admitted*".

2. Amend Section 1, page 2, line 14, immediately following the word "total" insert "*admitted*".

LEGISLATIVE BILL 568. Placed on General File as amended.

Standing Committee amendments to LB 568:

1. Amend Section 1, page 5, line 79, by striking the word "or" and show the same as stricken.

2. Amend Section 1, page 7, line 155, by striking the word "amortized" and inserting "~~amortized~~ *unamortized*".

3. Amend Section 1, page 9, line 207 by striking the word "its" and inserting "~~its~~ *their*".

4. Amend Section 1, page 9, line 208, immediately following the word "forma", add "*and consolidated*".

(Signed) John P. Munnelly, Chairman

Presented to the Governor

Presented to the Governor for approval on March 1, 1961, at 3:00 p.m.: LB 25 LB 40 LB 67 LB 173

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 229. Replaced on Select File as amended.

E and R amendments to LB 229:

1. In section 2, line 3, strike "and" and show the same as stricken.

2. Strike the period at the end of line 10, section 4, showing the same as stricken.

LEGISLATIVE BILL 83. Replaced on Select File as amended.

E and R amendments to LB 83:

1. In line 5, of section 2, and line 5, of section 3, strike "any one" and insert "~~anyone~~ *anyone*".

2. Strike Enrollment and Review Amendments 4 and 5, adopted February 22, 1961.

3. For correlation purposes, in renumbered section 7, line 2, strike "and"; strike line 3 and insert "sections 15-603, 16-502, and 17-611,"; and in line 4, after the second comma, insert "and section 18-301, Revised Statutes Supplement, 1959, as amended by section 3, Legislative Bill 11, Seventy-second Session, Nebraska State Legislature, 1961,".

4. For correlation purposes, in the title, line 3, strike "and"; strike line 4, and insert "15-603, 16-502, and 17-611,"; and in line 5, after the second comma, insert "and section 18-301, Revised Statutes Supplement, 1959, as amended by section 3, Legislative Bill 11, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 308. Placed on Select File as amended.

E and R amendments to LB 308:

1. In section 2, line 33, strike the first "codes" and show the same as stricken.

2. In the Waldo General File Amendment, line 2, strike "3" and insert "5".

LEGISLATIVE BILL 309. Placed on Select File.

LEGISLATIVE BILL 249. Correctly engrossed.

LEGISLATIVE BILL 149. Correctly engrossed.

LEGISLATIVE BILL 148. Correctly engrossed.

LEGISLATIVE BILL 181. Correctly engrossed.

LEGISLATIVE BILL 219. Correctly engrossed.

LEGISLATIVE BILL 334. Correctly engrossed.

LEGISLATIVE BILL 321. Correctly engrossed.

LEGISLATIVE BILL 199. Correctly engrossed.

LEGISLATIVE BILL 192. Correctly engrossed.

LEGISLATIVE BILL 180. Correctly engrossed.

LEGISLATIVE BILL 72. Correctly engrossed.

LEGISLATIVE BILL 241. Correctly engrossed.

LEGISLATIVE BILL 43. Correctly enrolled.

LEGISLATIVE BILL 42. Correctly enrolled.

LEGISLATIVE BILL 41. Correctly enrolled.

LEGISLATIVE BILL 30. Correctly enrolled.

LEGISLATIVE BILL 138. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 43 LB 42 LB 41 LB 30 LB 138

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 81. Placed on General File.

LEGISLATIVE BILL 90. Placed on General File.

LEGISLATIVE BILL 152. Indefinitely postponed.

LEGISLATIVE BILL 155. Placed on General File as amended.

Standing Committee amendments to LB 155:

1. Amend section 1 of the bill, line 2 by striking "corporate limits" and inserting "limits of subdivision jurisdiction".

2. Amend section 3 of the bill, line 7 by inserting after the period the following:

"The county board shall also have authority to provide for a comprehensive plan for the area within the zoning and subdivision jurisdiction of the county, to be the general plan for the improvement and development of such area, and to prescribe standards for laying out subdivisions in harmony with such comprehensive plan.".

3. Amend the bill by adding a new section to be known as section 4 and to read as follows:

"Sec. 4. Subdivision shall mean the division of a lot, tract, or parcel of land into two or more sites, or other divisions of land for the purpose, whether immediate or future, of ownership or building development, except that the division of land shall not be considered to be subdivision when the smallest parcel of land created is more than five acres in area.".

4. Amend the title to conform.

LEGISLATIVE BILL 157. Indefinitely postponed.

LEGISLATIVE BILL 167. Placed on General File.

LEGISLATIVE BILL 168. Placed on General File.

LEGISLATIVE BILL 170. Placed on General File.

LEGISLATIVE BILL 201. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

NOTICE OF COMMITTEE HEARINGS

Education

LB 675	Monday, March 20, 1961	2:00 p.m.
LB 674	Tuesday, March 28, 1961	2:00 p.m.

Agriculture

LB 363	Wednesday, March 22, 1961	2:00 p.m.
LB 587	Wednesday, March 22, 1961	2:00 p.m.
LB 585	Wednesday, March 22, 1961	2:00 p.m.

Members Excused

Mr. Thompson requested to be excused at 10:00 a.m. for the remainder of the week. No objections. So ordered.

Mr. Waldo was excused for Friday, March 3.

Mr. Jensen was excused for Friday, March 3.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 44.

A BILL FOR AN ACT to amend section 76-107, Reissue Revised Statutes of Nebraska, 1943, relating to real estate; to harmonize the provisions thereof with other legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Gerdes
Jensen
Peck
Russillo
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 74.

A BILL FOR AN ACT to amend section 21-1,156, Reissue Revised Statutes of Nebraska, 1943, relating to corporations; to prescribe the status and preserve the rights and obligations of certain corporations organized under prior statutes; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Gerdes
Jensen
Russillo
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Speaker Thompson Presiding

LEGISLATIVE BILL 45.

A BILL FOR AN ACT to amend sections 77-714 and 77-1603, Reissue Revised Statutes of Nebraska, 1943, and sections 77-708, 77-710, 77-1201, 77-1233, 77-1502, and 77-1715, Revised Statutes Supplement, 1959, relating to taxation; to harmonize the provisions thereof with other legislation; to correct an internal reference; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Gerdes
Romans
Russillo
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 47.

A BILL FOR AN ACT to amend section 80-401.02, Revised Statutes Supplement, 1959, relating to soldiers and sailors; to harmonize the provisions thereof with other legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Gerdes
Klaver
Romans
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 48.

A BILL FOR AN ACT to amend section 81-808, Reissue Revised Statutes of Nebraska, 1943, and sections 81-815.20 and 81-861, Revised Statutes Supplement, 1959, relating to state administrative departments; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Gerdes
McHugh
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

President Burney Presiding

LEGISLATIVE BILL 50.

A BILL FOR AN ACT to amend sections 83-107.02 and 83-412, Reissue Revised Statutes of Nebraska, 1943, and section 83-337, Revised Statutes Supplement, 1959, relating to state institutions; to redefine terms; to clarify the provisions thereof; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Gerdes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 51.

A BILL FOR AN ACT to amend section 84-109, Reissue Revised Statutes of Nebraska, 1943, relating to the Governor; to eliminate obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Gerdes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 52.

A BILL FOR AN ACT to amend section 85-103, Reissue Revised Statutes of Nebraska, 1943, relating to The University of Nebraska; to harmonize the provisions with other legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Craft
Gerdes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 53.

A BILL FOR AN ACT to amend section 88-307, Reissue Revised Statutes of Nebraska, 1943, relating to warehousing grain on farms; to harmonize the provisions thereof with other legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Gerdes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 54.

A BILL FOR AN ACT to repeal sections 15-114, 25-911, 25-912, 32-427, 33-115, 35-301, 39-7,100, 39-7,128.01, 42-504, 45-115, 46-401, 46-402, 46-403, 46-404, 46-405, 46-406, 46-407, 48-711, 49-618, 49-703.01, 49-709, 49-710, 49-711, 49-712, 49-713, 49-714, 49-715, 49-716, 49-717, 49-718, 49-719, 49-720, 60-326, 60-566, 60-807, 60-1506, 60-1509, 66-313, 68-619, 77-2501, 77-2502, 77-2503, 77-2504, 77-2505, 77-2506, 77-2507, 77-2508, 77-2509, 77-2510, 85-205.01, and 85-205.02, Reissue Revised Statutes of Nebraska, 1943, and sections 1-113, 8-1,116, 77-1235.01, 79-1909, and 79-2008, Revised Statutes Supplement, 1959, as being obsolete.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Gerdes
Thompson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 68.

A BILL FOR AN ACT to repeal sections 21-601, 21-602, 21-603, 21-604, 21-605, 21-606, and 21-607, Reissue Revised Statutes of Nebraska, 1943, relating to charitable societies.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Bridenbaugh
Gerdes
Thompson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 70.

A BILL FOR AN ACT to repeal sections 21-401, 21-402, 21-403, 21-404, 21-405, 21-406, 21-407, and 21-408, Reissue Revised Statutes of Nebraska, 1943, relating to bridge companies.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Bridenbaugh	Gerdes	Thompson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: If I had been present, I would have voted "Aye" on LB 44 and LB 74. (Signed) Hans O. Jensen

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 186. Placed on General File as amended.

Standing Committee amendments to LB 186:

1. Strike all of subsection (2) consisting of lines 18 through 32 and substitute in place thereof the following:

"(2) *Any person who shall violate the provisions of sections 39-723 or 39-7,108 shall be punished as follows:*

(a) If the speed limit is exceeded by not more than ten miles per hour, by a fine of not less than twenty dollars nor more than one hundred dollars, or imprisoned in the county jail for not more than thirty days, or both such a fine and imprisonment for the first conviction for violation of such sections, and by a fine of not less than fifty dollars nor more than one hundred dollars, or imprisoned in the county jail for not more than sixty days, or both such a fine and imprisonment for a second or subsequent conviction within two years for violation of such sections; and

(b) If the speed limit is exceeded by more than ten miles per hour, by a fine of not less than thirty-five dollars nor more than one hundred dollars, or imprisoned in the county jail for not more than thirty days, or both such a fine and imprisonment for the first conviction for violation of such sections, and by a fine of not less than seventy-five dollars nor more than two hundred dollars or imprisoned in the county jail for not more than sixty days, or both such fine and imprisonment for the second or subsequent conviction within two years for violation of such sections.".

2. Amend the title to conform.

LEGISLATIVE BILL 307. Placed on General File as amended.

Standing Committee amendments to LB 307:

1. Add the emergency clause.
2. Amend the title to conform.

(Signed) William B. Brandt, Vice Chairman

Public Works

LEGISLATIVE BILL 483. Indefinitely postponed.

LEGISLATIVE BILL 133. Indefinitely postponed.

LEGISLATIVE BILL 284. Placed on General File.

(Signed) Arnold Ruhnke, Chairman

Reference Committee Report

LB	Committee
676	Labor and Public Welfare

(Signed) Dwight W. Burney
Chairman

UNANIMOUS CONSENT—Recall LB 166

Mr. Bridenbaugh requested unanimous consent to have LB 166 recalled from Enrollment and Review to Select File for the following specific amendment:

1. Amend section 1 of the bill, line 5 by striking "when he" and inserting:

", and the county treasurer so finds, then the treasurer shall correct his record to show only such penalty as may be legal and proper, and when the claimant";

line 6 by striking "same" and inserting "illegal or void penalty", and line 7 by striking "30" and inserting "31".

There were no objections and LB 166 was recalled to Select File.

SELECT FILE

LEGISLATIVE BILL 166. The pending Bridenbaugh specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 161. Advanced to E and R for engrossment.

LEGISLATIVE BILL 172. E and R amendment found in the Legislative Journal for the Forty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 324. E and R amendment found in the Legislative Journal for the Forty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 364. E and R amendment found in the Legislative Journal for the Forty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 205. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 409. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 287. Advanced to E and R for engrossment.

LEGISLATIVE BILL 327. Advanced to E and R for engrossment.

LEGISLATIVE BILL 305. E and R amendment found in the Legislative Journal for the Forty-first Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 481. Laid over until Wednesday, March 8, 1961, at the request of Mr. Rasmussen.

Visitors

Mrs. Orme introduced fifteen University of Nebraska students participating in the Home Economics Senior Seminar.

LEGISLATIVE BILL 381. Read and considered.

Mr. Brandt offered the following amendment which was adopted:

1. Amend section 1, lines 33 and 36, by striking "*1962*" and inserting "*1961*" in lieu thereof, and amend the title to conform.

Mr. Brandt offered the following amendment which was adopted:

1. Add the emergency clause and amend the title to conform.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 162. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Visitor

Mr. Rasmussen introduced Mr. Ed H. Meyer of Scribner.

LEGISLATIVE BILL 297. Read and considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

LEGISLATIVE BILL 273. Read and considered.

Mr. Vosoba Presiding

Mr. Knight offered the following amendment which was adopted:

1. Amend section 1, line 35, by striking "*when*" and inserting "*with*" in lieu thereof.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 190. Laid over temporarily.

LEGISLATIVE BILL 178. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 372. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-seventh Day was adopted.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

LEGISLATIVE BILL 417. Read and considered.

Mr. Brandt requested unanimous consent to amend the Committee Statement on LB 417, line 2, by striking the word "simple" and inserting the word "single". No objections. So ordered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

President Burney Presiding

Visitors

Mr. Jensen introduced Messrs. Hirano, Wakita and Shimizu of the Japanese Department of Agriculture.

LEGISLATIVE BILL 190. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Mr. Ruhnke offered the following amendment:

1. Amend section 1 of the bill, line 3 by inserting "(1)" before "No", line 1 by inserting "*, except as provided in subdivision (2) of this section;*" after "vehicle", line 10 by striking "(1)" and inserting "(1) *(a)*", line 15 by striking "(2)" and inserting "(2) *(b)*", line 18 by inserting after the period the following:

"*(2) No person shall operate a truck, truck-tractor, or any freight-carrying vehicle on any highway outside of a city or village at a rate of speed greater than is reasonable and proper, having regard for the traffic, the use of the road, and the conditions of the road, nor at a rate of speed such as to endanger the life or limb of any person, nor in any case at a rate of speed exceeding* *(a) fifty-five miles per hour upon any concrete, brick, macadamized, or other hard-surfaced highway, or upon any other highway that is a part of the state highway system or (b) fifty miles per hour upon any gravel, dirt, or other highway or road that is not hard surfaced, except upon any highway that is a part of the state highway system. (3)".*

Amendment pending.

Adjournment

At 11:55 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 3, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Jensen, Thompson and Waldo, who were excused, and Mr. Munnelly, who was excused until 9:25 a.m.

Corrections for the Journal

Page 590, line 30, delete "LB" and insert "LR".

The Journal for the Forty-second Day was approved as corrected.

Communications

Letters from Mr. Clyde L. Hawks, Speaker of the House, Helena, Montana; and Mr. H. G. Andrews, Speaker of the House, Harrisburg, Pennsylvania, acknowledging receipt of LR 9.

Presented to the Governor

Presented to the Governor for approval on March 2, 1961, at 4:00 p.m.: LB 30 LB 41 LB 42 LB 43 LB 138

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 285. Placed on General File.

LEGISLATIVE BILL 286. Placed on General File.

(Signed) Peter H. Claussen, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 311. Indefinitely postponed.

LEGISLATIVE BILL 228. Indefinitely postponed.

(Signed) Jack Romans, Chairman

Public Works

LEGISLATIVE BILL 400. Placed on General File as amended.

Standing Committee amendments to LB 400:

1. Amend section 2 of the bill, line 11 by inserting after the period the following:

"The Chadron State Teachers College shall not be liable for any damages or costs by reason of the granting of such perpetual easement or for the construction and maintenance of a water storage reservoir and main connection with it and the present reservoir storage system of the City of Chadron, Nebraska."

2. Amend the title of the bill, line 4 by striking "and to convey".

(Signed) Arnold Ruhnke, Chairman

Enrollment and Review

LEGISLATIVE BILL 77. Placed on Select File as amended.

E and R amendments to LB 77:

1. For correlation purposes, in section 2, line 2, insert "as amended by section 1, Legislative Bill 34, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and strike line 6 and insert ", 48-139, and 48-188.".

2. For correlation purposes, in section 3, line 1, strike "sections 33-106 and 48-187" and insert "section 33-106"; and in line 2, insert "and section 48-187, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 34, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma.

3. In the title, line 5, strike "case" and insert "cases".

4. For correlation purposes, in the title, line 2, strike "sections 33-106 and 48-187" and insert "section 33-106"; and in line 3, insert "and section 44-187, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 34, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma.

LEGISLATIVE BILL 280. Placed on Select File as amended.

E and R amendments to LB 280:

1. In Standing Committee Amendment 1, line 5, insert ", *legal fish nets, or other hunting or fishing equipment*" after "*guns*"; and also in line 5, strike the period and insert a period at the end of the line.

2. For correlation purposes, after the second comma in line 2 of both sections 1 and 2, and after the second comma in line 3 of the title, insert "as amended by section 5, Legislative Bill 27, Seventy-second Session, Nebraska State Legislature, 1961,"; and in section 1, line 8, strike "warden or" and insert "conservation officer, deputy conservation officer, or other".

3. In the title, strike lines 4 and 5, and insert, "provide for return, to the person from whom seized, of guns, legal fish nets, or other hunting and fishing equipment; and to repeal the".

LEGISLATIVE BILL 196. Placed on Select File as amended.

E and R amendments to LB 196:

1. In section 3, page 5, lines 48 and 49, strike "and include"; on page 7, lines 125, 126, and 127, and on page 8, line 164, strike "skimmed" and insert "skim"; on page 8, line 150, strike "milliliters" and insert "milliliter"; on page 8, line 154, strike "and include"; and on page 10, line 214, strike "of" and insert "or".

2. In section 5, page 17, line 3, insert "subdivision (39) of" before "section"; on page 18, line 44, strike "(a)" and insert "(i)" and in line 46, strike "(b)" and insert "(ii)"; on page 20, line 133, insert a period after "delivery" and strike the rest of the sentence; and on page 22, lines 177 and 178, strike "(5), (10), (12), (13), and (14)" and insert "(e), (j), (l), (m), and (n)".

3. On page 22, section 6, line 2, strike "into," and insert "or".

4. In section 10, page 27, line 1, strike "All" and insert "Except as provided in subsection (2) of this section, all"; in line 4, strike "(1)" and insert "(a)"; on page 28, line 5, strike "(2)" and insert "(b)"; in line 7, strike "(3)" and insert "(c)"; in line 7, strike "(4)" and insert "(d)"; in line 8, strike "(5)" and insert "(e)"; in line 9, strike "(6)" and insert "(f)"; in line 10, strike "(7)" and insert "(g)"; in line 13, strike "(8)" and insert "(h)"; in line 16, strike "(9)" and insert "(i)"; in line 18, strike "(10)" and insert "(j)"; in line 22, strike "(11) if" and insert "(k) in the case of milk when"; in line 27, insert a period after "products" and strike the rest of the sentence; after stricken line 31, insert

"(2) Only the identity of the producer dairy shall be required on cans delivered to a milk plant which receives only one grade of raw milk for pasteurization and which immediately dumps, washes, and returns the cans to the producer dairy."; in line 32, strike "(2)" and insert "(3)"; and in line 35, strike "(3)" and insert "(4)".

5. In section 12, page 29, line 16, strike "thereof" and insert "thereto"; and on page 30, line 26, strike "Any", and insert "When any".

6. In section 13, page 30, line 5, strike "a".

7. In section 14, page 31, line 8, strike "the" and insert "a".

8. In section 25, page 35, line 7, strike "director" and insert "Director of Health".

9. In the title, insert "to provide inspection fees;" at the end of line 15; strike lines 21 to 23, and insert "communicable diseases; to provide conditions for the sale of other than Grade A milk or milk products; to provide an ex-".

LEGISLATIVE BILL 301. Placed on Select File as amended.

E and R amendment to LB 301:

1. In the Standing Committee Amendment, line 4, strike "under the Laws of Nebraska".

LEGISLATIVE BILL 243. Placed on Select File.

LEGISLATIVE BILL 244. Placed on Select File as amended.

E and R amendment to LB 244:

1. In the title, line 4, strike "provisions" and insert "provision".

LEGISLATIVE BILL 245. Placed on Select File as amended.

E and R amendments to LB 245:

1. In section 1, lines 13 and 14, strike "in any way" and in line 14 insert "in any way" after "industry".

2. In Standing Committee Amendment 1, line 1, strike "Section" and insert "Sec."; line 2, strike "this Act" and insert "section 1 of this act"; in lines 4 and 5, strike "and in the office of the Register of Deeds,"; strike lines 8 to 10, and insert "as provided in section 21-1201, Revised Statutes Supplement, 1959.".

3. In the title, line 9, strike "and"; and also in line 9, insert "; and to provide an exception" after "records".

LEGISLATIVE BILL 491. Placed on Select File.

LEGISLATIVE BILL 159. Placed on Select File as amended.

E and R amendments to LB 159:

1. In section 1, line 14, strike "means" and insert "shall mean".

2. In section 2, line 12, strike "and"; in line 13, strike the comma, in line 14, strike the comma; in lines 16 and 17, strike "and, to issue revenue bonds for the purposes of this act" and insert ", which revenue bonds may be issued"; and in line 24, strike the period, and insert "; and".

3. In Standing Committee Amendment 1, line 10, strike "and" and insert "but"; and in line 11, insert "other" after "any".

4. In section 4, line 7, insert "may be secured" after "(d)"; in line 14, strike "(a)" and insert "(a)" after "respecting".

LEGISLATIVE BILL 257. Correctly engrossed.

LEGISLATIVE BILL 115. Correctly engrossed.

LEGISLATIVE BILL 194. Correctly engrossed.

LEGISLATIVE BILL 79. Correctly engrossed.

LEGISLATIVE BILL 49. Correctly engrossed.

LEGISLATIVE BILL 99. Correctly engrossed.

LEGISLATIVE BILL 234. Correctly engrossed.

LEGISLATIVE BILL 202. Correctly engrossed.

LEGISLATIVE BILL 44. Correctly enrolled.

LEGISLATIVE BILL 45. Correctly enrolled.

LEGISLATIVE BILL 47. Correctly enrolled.

LEGISLATIVE BILL 48. Correctly enrolled.

LEGISLATIVE BILL 50. Correctly enrolled.

LEGISLATIVE BILL 51. Correctly enrolled.

LEGISLATIVE BILL 52. Correctly enrolled.

LEGISLATIVE BILL 53. Correctly enrolled.

LEGISLATIVE BILL 54. Correctly enrolled.

LEGISLATIVE BILL 68. Correctly enrolled.

LEGISLATIVE BILL 70. Correctly enrolled.

LEGISLATIVE BILL 74. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 44 LB 45 LB 47 LB 48 LB 50 LB 51 LB 52 LB 53 LB 54 LB 68 LB 70 LB 74

MESSAGE FROM THE GOVERNOR

March 2, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on February 28, 1961, I approved LB 116.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

STANDING COMMITTEE REPORTS

Committee on Committees

March 2, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:-

The Committee on Committees desires to report favorably upon the appointments listed below, submitted by Governor Frank B. Morrison. The Committee suggests that the appointments be voted upon by this legislative body, and separately confirmed:

Joseph T. Votava—Member, State Highway Commission

Thane Davis—Member, State Highway Commission

Kirk Mendenhall—Member, State Highway Commission

Mr. Votava's term began on September 14, 1959, and will end on September 14, 1965.

Mr. Davis' term also began on September 14, 1959, and will end on September 14, 1965.

Mr. Mendenhall's term began on May 19, 1960, and will end on May 19, 1966.

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP-nj

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted, and that each appointment be confirmed separately and by record vote. (Signed) J. O. Peck

The motion prevailed.

Vote on Mr. Votava

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Erlewine
Jensen
Munnelly
Russillo
Thompson
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Votava confirmed.

Vote on Mr. Davis

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Jensen
Munnelly
Russillo
Thompson
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Davis confirmed.

Vote on Mr. Mendenhall

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Jensen
Munnelly
Russillo
Thompson
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Mendenhall confirmed.

LEGISLATIVE EXPENSES, February 1961

Account E-2 Salaries of Members

Gross Amount	$8,600.00		
Members' Net Payments		$7,824.35	
Withholding Tax		459.20	
Blue Cross-Blue Shield Insurance		58.45	
Deferred Payments O.A.S.I.		258.00	
TOTAL			$8,600.00

Account E-4 Officers' and Employees' Salaries

	Days Worked	Monthly Rate	Gross Wages
Oril A. Barber, Asst. Clerk Bill Room	20	$246.75	$246.75
Max Baskins, Asst. Sergeant-at-arms	20	195.00	195.00
Eunice V. Bradley, Supervisor, Steno. Pool	20	357.50	357.50
Phyllis Ann Camp, Stenographer	20	286.00	286.00
Donna Cleavenger, Receptionist	20	300.00	300.00
Pearl Joan Cosgrave, Secretary	20	286.00	286.00
Ellen Erickson Craft, Stenographer	20	286.00	286.00
John D. Curtis, Asst. Clerk Bill Room	22	246.75	271.42
Phyllis Daniels, Page	20	180.00	180.00
Otto E. Dowling, Custodian	25¼	235.00	293.75
Bernadine Ann Dudek, Secretary	14	260.00	182.00
Elsye L. Firestone, Docket Clerk	20¼	300.00	303.41
Judith D. Firestone, Page	11	180.00	99.00
Dorothea M. Fuchs, Budget Com. Clerk	20	330.00	330.00
Donna J. Gabel, Dictaphone Operator, Stenographer	20	286.00	286.00
Miriam E. Gabelman, Banking, Commerce and Insurance Com. Clerk	21	330.00	346.32
Eloise M. Galloway, Supervisor, Steno. Pool	20	357.50	357.50
Joan Graf, Page	10 da. 1½ hrs	180.00	91.58
Martha M. Haines, Engrossing & Enrolling Clerk	20	375.00	375.00
William Hansen, Asst. Clerk Bill Room	22	246.75	271.42
Doris J. Hellbusch, Stenographer	20	286.00	286.00
Judith Joleen Hesse, Asst. Clerk Bill Room	20	246.75	246.75
Leon R. Hill, Asst. Clerk Bill Room	22	246.75	271.42
Marjory Ann Hines, Labor & Public Welfare Com. Clerk	20	330.00	330.00

	Days Worked	Monthly Rate	Gross Wages
Erma Jeanne Holtmeier, Stenographer	20	260.00	260.00
Dorothy Y. Hubertus, Stencil Cutter & Mimeographer	20 da 2¼ hrs	300.00	304.22
Ronald R. James, Stenographer	3	260.00	39.00
Nina I. Jeffrey, Stenographer	20	300.00	300.00
Lenore Nixon Johnson, Proof-reader	170½ hrs	1.80 hr	306.90
Bertha Johnston, Proof-reader	46 hrs	1.80 hr	82.80
Dorothy A. Jorgensen, Bookkeeper	20	325.00	325.00
Charles E. Keefer, Asst. Clerk Bill Room	20	246.75	246.75
Marilyn Kloke, Public Health and Miscellaneous Subjects Com. Clerk	20	330.00	330.00
Nelda M. Knisely, Asst. Journal Clerk	20¼	335.00	338.80
Raymond J. Latrom, Asst. Clerk Bill Room	20	246.75	246.75
Donna Jo Lee, Misc. Appropriations & Claims Com. Clerk	20	330.00	330.00
Michael Thomas Lough, Page	8	180.00	72.00
Theba Lubken, Journal Clerk	20¼	390.00	394.43
Doris Matejousky, Page	20	180.00	180.00
Jacqueline R. McClure, Secretary	4 hrs	260.00	6.50
C. A. Mohrman, Chief Clerk Bill Room	22	315.00	346.50
Ruth Mosby, Judiciary Com. Clerk	20	330.00	330.00
Ruby B. Nelson, Postmaster	20	220.00	220.00
Gerald Lee Nickell, Asst. Clerk Bill Room	22	246.75	271.42
Sherill Niebuhr, Secretary to Clerk of Legislature	20¼	350.00	353.98
Clifford I. Olson, Asst. Clerk Bill Room	22	246.75	271.42
Mary E. Rank, Proof-reader	188 hrs	1.80 hr	338.40
William D. Reed, Page	21 da	180.00	187.77
Elizabeth Reger, Proof-reader	46 hrs	1.80 hr	82.80
Francis Robinson, Asst. Clerk of Legislature	20	800.00	800.00
Rose Anne Rosenstock, Agriculture Com. Clerk	20 da 3½ hrs	330.00	337.03
George L. Santo, Sergeant-at-arms	20	200.00	200.00
J. N. Schneider, Asst. Clerk Bill Room	22	246.75	271.42
Martin Schroeder, Chaplain	20	170.00	170.00
Beverly McCarney Selby, Secretary to Lt. Governor and Speaker	20	310.00	310.00
Berniece P. Severin, Stenographer	20	286.00	286.00

	Days Worked	Monthly Rate	Gross Wages
Virginia A. Sevigne, Government Com. Clerk	20	330.00	330.00
Marilynn K. Shaw, Public Works Com. Clerk	20	330.00	330.00
Susan M. Smith, Asst. Clerk Bill Room	20	246.75	246.75
Ella B. Steenson, Revenue Com. Clerk	20	330.00	330.00
Maxine V. Steyer, Education Com. Clerk	20	330.00	330.00
Edward E. Strope, Custodian	25¼	235.00	293.75
Gertrude A. Tyler, Telephone Operator	20	200.00	200.00
Gwen A. Vavrina, Secretary	18½	260.00	240.50
Jeanine Kay Vculek, Page	5	180.00	
Asst. Clerk Bill Room	2	246.75	
Asst. Engrossing Clerk	13	286.00	255.57
Beverly H. Williams, Stenographer	20	286.00	286.00
Stanley B. Wilson, Page	10	180.00	90.00
J. Irene Wright, Proof-reader	193 ¾ hrs	1.80 hr	348.75
Marion F. Wulf, Page	20	180.00	180.00

Total Gross Wages $18,480.03

Account E-5 Incidental Expense

Capitol Printing Company, LB 201 thru 300	$ 2,857.60
Joe I. Christensen, Daily Journal January	2,682.80
Dictaphone Corporation, Install Remote Control & Cable	41.75
Latsch Brothers, Office Supplies	16.20
Purchasing Department, Revolving Fund Multilithing	1,417.69
Purchasing Department, Revolving Fund—supplies	7.00
Purchasing Department, Revolving Fund—supplies	7.85
Railway Express Agency, shipments	5.59
Schwartz Paper Company, Cone Holder	2.20
Purchasing Department, Div. Fund 700, I.B.M. Services	338.62
Lincoln Telephone and Telegraph Company, Service	25.65
Dictabelt Records, Records	8.00
Latsch Brothers, Signature Stamp & Cut	4.28
Latsch Brothers, Follow Blocks	31.00
Ruby B. Nelson, Postmaster, Postage for late mailing	100.00

Nebraska Typewriter Company, Rental charges	18.00	
Capital Printing Company, LB 301 thru 672	10,591.36	
Total		$18,155.59

Account SS-5 Incidentals, Printing & Postage

Joe I. Christensen, Daily, Permanent Journal	$759.20	
Total		$ 759.20

Account 7 Salary of Lieutenant Governor

Dwight W. Burney—net February Salary	$226.70	
Blue Cross-Blue Shield, Insurance	10.40	
First Continental National Bank, Withholding Tax	5.40	
Total		$ 242.50

Account 8 Clerks' Salary, Other Wages, Maintenance & Supplies

Peterson Carpet Company, Repair Rug	$ 80.00	
Hugo F Srb, net February Salary	657.51	
First Continental National Bank, Withholding Tax	110.40	
Total		$ 847.91

(Signed) Hugo F. Srb
Clerk of the Legislature

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 75.

A BILL FOR AN ACT to amend section 51-220, Reissue Revised Statutes of Nebraska, 1943, relating to law libraries; to provide that the county board of any county may provide for the procuring and maintaining of a suitable law library; to provide for use of such library by the public; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Claussen
Erlewine
Jensen
Munnelly
Thompson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 212. With emergency.

A BILL FOR AN ACT to amend section 77-704, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that if the property is not assessable within a school district, city or village, five-sixths of the intangible tax collected in the county shall be apportioned to the county general fund; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Jensen
Munnelly
Thompson
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 123. With emergency.

A BILL FOR AN ACT specifically to appropriate the sum of three thousand seven hundred thirty-six dollars and fifteen cents, or so much thereof as may be necessary, out of the General Fund of the State of Nebraska to pay the premiums on the official bonds of the State Treasurer and deputy state treasurer for the term commencing January 5, 1961; to pay the premiums for policy of insurance on money and securities in connection with the office of the State Treasurer, for the period ending January 3, 1963; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Thompson
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 89.

A BILL FOR AN ACT to amend section 14-116, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide the authority of a city of the metropolitan class over the subdivision, platting, or laying out into building lots and streets of real estate located in an area within three miles of such city and within the same county as such city; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Thompson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 237. With emergency.

A BILL FOR AN ACT to appropriate all receipts collected and federal reimbursements in the Military Department to aid in defraying salaries, wages and maintenance expense of such department for the biennium ending June 30, 1961; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel

McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Jensen
Moulton
Thompson
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 182.

A BILL FOR AN ACT to amend sections 72-234.01 and 72-235, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to change the requirement for leasing of school lands to a nonresident; to shorten the period for forfeiture of a lease or sale contract for default payments; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Thompson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 117.

A BILL FOR AN ACT relating to game; to authorize the issuance of permits for the killing of wild turkeys and the regulation thereof as prescribed; to provide fees; and to provide for tagging and storage after the close of any season.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Bowen
Brandt
Burbach
Claussen
Craft
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Vosoba
Wylie

Voting in the negative, 11:

Adams
Adamson
Bridenbaugh
Diers
Fleming
Forrester
Kjar
Nelson
Peck
Stryker
Webb

Not voting, 4:

Erlewine
Jensen
Thompson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 183.

A BILL FOR AN ACT to amend section 72-257, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to increase the size of an isolated tract that may be sold; to provide for the sale of accretion land as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams
Adamson
Bowen
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver

Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Vosoba
Webb
Wylie

Voting in the negative, 4:

Brandt
Nelson
Orme
Syas

Not voting, 3:

Jensen
Thompson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 145.

A BILL FOR AN ACT relating to security transfers; to adopt the Uniform Act for Simplification of Fiduciary Security Transfers.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Thompson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 165.

A BILL FOR AN ACT to amend sections 48-115 and 48-126.01, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide that voluntary firemen of any department of any rural or suburban fire protection district and members of the state Civil Defense Agency or local organizations for civil defense as prescribed shall be deemed employees of the district, the state, or the state Civil Defense Agency or local organization for civil defense as prescribed for the purpose of sections 48-101 to 48-151, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Thompson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 84.

A BILL FOR AN ACT relating to cities of the metropolitan class; to provide when no bond shall be required of any such city, its officers, agencies, agents, or employees.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester

Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Thompson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 86.

A BILL FOR AN ACT to amend section 9-115, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 5, Seventy-second Session, Nebraska State Legislature, 1961, relating to bingo; to provide for issuance of permits by a municipal finance department and payment of fees to the finance director; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Webb
Wylie

Voting in the negative, 1:

Adams

Not voting, 3:

Jensen
Thompson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: If I had been present, I would have voted "Aye" on LB 75, LB 212, LB 123, and LB 89 on final reading.
(Signed) John P. Munnelly

SELECT FILE

LEGISLATIVE BILL 229. E and R amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 83. E and R amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 308. E and R amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 309. Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 418. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 146. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

UNANIMOUS CONSENT—Recall LB 218

Mr. Ruhnke requested unanimous consent to have LB 218 recalled to General File for the following specific amendments:

1. Amend the bill by striking section 3, and renumbering original sections 4 to 15 as 3 to 14 inclusive.

2. In renumbered section 15, line 1, strike "39-742,".

3. In the title, line 2, strike "39-742,".

There were no objections and LB 218 was recalled to General File.

GENERAL FILE

LEGISLATIVE BILL 218. Considered.

The pending Ruhnke specific amendments found in this Day's Journal were adopted.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend section 13 of the bill, line 13, by adding: "and section 70-650 when applicable".

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Stromer introduced Mrs. Wilson, Principal, the following teachers: Mr. Crockett, Mrs. Black, Mr. Olson, Mr. Propp, Mr. Omara, Mrs. Custer, Mrs. Engherg, Mr. Worrall, and Mr. Goochey, and two hundred sixty students from Whittier Junior High School, Lincoln.

LEGISLATIVE BILL 190. Laid over at the request of Mr. Ruhnke.

LEGISLATIVE BILL 299. Read and considered.

Laid over at the request of Mr. Russillo.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 434. Placed on General File.

(Signed) William B. Brandt, Vice Chairman

GENERAL FILE

LEGISLATIVE BILL 242. Considered.

Mr. Vosoba Presiding

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 239. Read and considered.

President Burney Presiding

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 238. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

MOTION—Escort Guests

Mr. President: I move that a Committee of four be appointed to escort Governor Morrison and Lt. General Trudeau, and other guests, to the Chamber. (Signed) Michael P. Russillo

The motion prevailed and the President appointed the following to serve on said Committee: Russillo, Craft, Knight and Stryker.

GENERAL FILE

LEGISLATIVE BILL 240. Read.

Guests

The Committee escorted the following guests to the rostrum: Governor Frank B. Morrison, Lt. General Arthur G. Trudeau, Major General Lyle A. Welch, and Major General Thomas Griffin.

Governor Morrison introduced Lt. General Arthur G. Trudeau, who addressed the Legislature.

President Burney introduced Major General Welch and Major General Griffin.

The guests were escorted from the Chamber.

President Burney introduced Mr. Wm. R. C. Kendrick, Chief Clerk of the House of Representatives of Iowa, who addressed the Legislature.

Mr. Vosoba introduced Mr. Paul Scott, co-author of the Allen-Scott Reports.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Arnold Ruhnke

Mr. Moulton moved to amend the Ruhnke motion to 10:00 a.m., Monday.

The Moulton motion prevailed.

The Ruhnke motion as amended prevailed, and at 12:04 p.m., the Legislature adjourned until 10:00 a.m., Monday, March 6, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 6, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

Corrections for the Journal

Page 620, line 13, delete the initial "B." and insert "W.".

The Journal for the Forty-third Day was approved as corrected.

Communications

Letters acknowledging receipt of LR 9 from the following: Senator Carl T. Curtis; Governor John Dempsey of Connecticut; Lt. Governor Glenn M. Anderson of California; Speaker Sam Rayburn, House of Representatives, Washington, D.C.; Lt. Governor Burnet R. Maybank of South Carolina; Speaker Don R. Pears, House of Representatives, Michigan; and Congressman Ralph F. Beermann.

Postal card from Mr. and Mrs. Bill Tagge of Grand Island, favoring LB 596.

Presented to the Governor

Presented to the Governor for approval on March 3, 1961, at 4:00 p.m.: LB 44 LB 45 LB 47 LB 48 LB 50 LB 51 LB 52 LB 53 LB 54 LB 68 LB 70 LB 74

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 111. Indefinitely postponed.

LEGISLATIVE BILL 105. Indefinitely postponed.

LEGISLATIVE BILL 93. Placed on General File.

(Signed) Kenneth L. Bowen, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 461. Placed on General File.

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 75. Correctly enrolled.

LEGISLATIVE BILL 161. Replaced on Select File as amended.

E and R amendment to LB 161:

1. In section 1, line 29, strike "for" as in the statutes.

LEGISLATIVE BILL 205. Replaced on Select File as amended.

E and R amendment to LB 205:

1. In line 14 of both sections 4 and 6, strike "this".

LEGISLATIVE BILL 178. Placed on Select File as amended.

E and R amendments to LB 178:

1. In renumbered section 1, line 1, strike "Sec." and insert "Section".

2. In the title, strike lines 2 to 9, and insert: "For An Act relating to road improvement districts; to authorize such districts to contract for the installment, maintenance, and operation of road lighting systems, as prescribed; and to provide for special assessments."

LEGISLATIVE BILL 372. Placed on Select File as amended.

E and R amendment to LB 372:

1. In Standing Committee Amendment 1, line 4, "charter" has been decapitalized.

LEGISLATIVE BILL 381. Placed on Select File as amended.

E and R amendments to LB 381:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 6, strike "1962; and" and insert "1961;"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 162. Placed on Select File as amended.

E and R amendments to LB 162:

1. In renumbered section 2, line 1, strike "Section" and insert "Sec.".

2. In the title, line 2, strike "section" and insert "sections 16-404 and"; and in line 7, strike "section" and insert "sections".

LEGISLATIVE BILL 417. Placed on Select File.

LEGISLATIVE BILL 273. Placed on Select File.

LEGISLATIVE BILL 297. Placed on Select File.

LEGISLATIVE BILL 259. Correctly engrossed.

LEGISLATIVE BILL 143. Correctly engrossed.

LEGISLATIVE BILL 206. Correctly engrossed.

LEGISLATIVE BILL 104. Correctly engrossed.

LEGISLATIVE BILL 94. Correctly engrossed.

LEGISLATIVE BILL 188. Correctly engrossed.

LEGISLATIVE BILL 91. Correctly engrossed.

LEGISLATIVE BILL 346. Correctly engrossed.

LEGISLATIVE BILL 87. Correctly engrossed.

LEGISLATIVE BILL 84. Correctly enrolled.

LEGISLATIVE BILL 86. Correctly enrolled.

LEGISLATIVE BILL 89. Correctly enrolled.

LEGISLATIVE BILL 117. Correctly enrolled.

LEGISLATIVE BILL 123. Correctly enrolled.

LEGISLATIVE BILL 145. Correctly enrolled.

LEGISLATIVE BILL 165. Correctly enrolled.

LEGISLATIVE BILL 182. Correctly enrolled.

LEGISLATIVE BILL 183. Correctly enrolled.

LEGISLATIVE BILL 212. Correctly enrolled.

LEGISLATIVE BILL 237. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 358. Indefinitely postponed.

LEGISLATIVE BILL 335. Placed on General File as amended.

Standing Committee amendments to LB 335:

1. Amend page 3, section 3, line 3 by deleting the words "or person" and in line 19, deleting the words "health officer" and substituting the words "county attorney".

2. Amend page 4, section 3, lines 56, 57 and 58 by deleting the new text and adding this same new text after the word "permit" in line 61, page 5. Place a period after the word "permit" in lines 55 and 56 on page 4, and delete the period after the word "permit" in line 61, page 5.

LEGISLATIVE BILL 268. Indefinitely postponed.

LEGISLATIVE BILL 367. Placed on General File as amended.

Standing Committee amendments to LB 367:

1. Amend page 4, section 2, line 10 by striking the word "statewide".

2. Amend page 7, section 3, lines 15 and 19 by striking "(3)" and inserting in lieu the number "(6)".

3. Amend page 3, section 1, line 41 by striking the word "fifty" and inserting in lieu the word "twenty".

LEGISLATIVE BILL 366. Placed on General File.

LEGISLATIVE BILL 171. Placed on General File as amended.

Standing Committee amendments to LB 171:

1. Amend Sec. 1 (1) at page 2 of the bill by striking the words "or cosmeticians" at lines 5 and 6 and by striking the word "singeing" at line 13.

2. Amend Sec. 1 (10) at page 3 of the bill by striking the semicolon (;) at line 68 and adding a comma (,) and the words "but not including a beauty salon within the meaning of this act."

3. Amend Sec. 1 at page 4 of the bill by adding after line 88, "(15) Person shall mean any individual, firm, copartnership, corporation, company, association, or joint stock association; and includes any trustee, receiver, assignee or personal representative thereof."

4. Amend Sec. 8 (1) (a) at page 7 of the bill by striking the word "fifteen" at line 16 and all of the words in lines 17 and 18 and adding in their place the words, "eighteen hundred hours of training in a three year period of time not to exceed more than 8 hours in any one day."

5. Amend Sec. 8 (1) (b) by striking the word "fifteen" at line 20 and inserting in its place the word "eighteen" and by striking the word "eight" at line 21 and inserting in its place the word "ten" and striking the word "continuous" at line 21.

6. Amend Sec. 10 (1) at page 10 of the bill by adding after the word "registration" at line 2 the words "or annual renewal of its certificate of registration."

7. Amend Sec. 10 (1) (b) at page 11 of the bill by striking the words "shall employ at least two instructors for the first twenty students enrolled or fraction thereof, and one additional instructor for each additional twenty students or fraction thereof enrolled" at lines 4, 5, 6 and 7 and inserting the words "shall have at least one instructor in the school at all times of school operation for the first 15 students enrolled or fraction thereof and shall employ one additional instructor for each additional 20 students or fraction thereof enrolled."

8. Amend Sec. 10 (2) at page 11 of the bill by adding the words "or student instructor" after the word "instructor" at line 28 and words "or student instructors" after the word "students" at line 31.

9. Amend Sec. 10 (7) at page 12 of the bill adding the words "or transfer" after the word sell at line 47; striking the words "the public or" at line 48; striking all the words and the comma on lines 49 and 50 after the word "salons" and adding after the word "salons" at line 49 the words "or any licensee under this act."

10. Amend Sec. 10 (8) at page 12 of the bill by adding the word "original" before the word "application" at line 51; by striking the words "and at the time of renewal thereof" at line 52; and by adding the words "for one year" after the word "bond" at line 53.

11. Amend Sec. 15 (1) at page 14 of the bill by striking the figures $10.00" at line 22 and in their place insert the figures "3.00".

12. Amend Sec. 16 at page 15 of the bill by striking the words "and at no time shall there be less than two school owners or instructors on the curriculum committee" at lines 19, 20 and 21 and inserting the words "two of which shall be school owners."

13. Amend Sec. 18 at page 16 of the bill by adding the words "or taught" after the word "practiced" at line 2; by adding the words "or as an owner of a school of cosmetology or beauty salon" after the word "cosmetologist" at line 3; by adding the words "or instructor of" before the word "cosmetology" at line 9; by adding the words "or as an owner of a school of cosmetology or beauty salon" after the word "cosmetologist" at line 12; by striking the word "issue" and inserting the word "issued" at line 19; by striking the word "or" at line 21 and adding after the word "examination" at line 21 the words "and the requirements of Section 1 (11) in this act."

(Signed) Sam Klaver, Chairman

MOTION—Expedite LB 159

Mr. President: I move that the Chairman of the Committee on Enrollment and Review expedite LB 159. (Signed) J. O. Peck

The motion prevailed.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 75 LB 84 LB 86 LB 89 LB 117 LB 123 LB 145 LB 165 LB 182 LB 183 LB 212 LB 237

RESOLUTIONS

LEGISLATIVE RESOLUTION 11. Re: In Memory of Judge Adolph E. Wenke.

Introduced by Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman; William B. Brandt, 2nd District, Vice Chairman.

WHEREAS, Judge Adolph E. Wenke died at Lincoln, Nebraska, on March 3, 1961. He was born at Pender, Nebraska, January 22, 1898, of parents who came from Germany in 1881. The judge attended the public school at Pender, Nebraska, and the University of Nebraska, College of Law, receiving a Bachelor of Law degree in 1923. He practiced law in Stanton County from 1924 until elected a judge of the district court, which office he held from 1938 to 1943. He was elected Judge of the Supreme Court in 1942 and served in the judicial office from January, 1943, until his untimely death. He held many local offices in government before becoming a judge of the district court. He was a member of many college organizations and fraternities while in college, including the Innocents Society. He was an active member of the American Legion, Elks and Masonic Lodge. He leaves to mourn his death, his widow, Margaret E., three children and several grandchildren.

WHEREAS, it is the desire of this body to pay tribute to the memory of Judge Adolph Wenke.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That we pause for a moment in our deliberations and stand in humility and reverence in honor of Judge Adolph Wenke, who served so loyally and ably as a member of the Supreme Court.

2. That the Clerk of the Legislature be directed to spread at large on the Legislative Journal this resolution, and that a copy of said resolution, properly authenticated and suitably engrossed, be sent by the Clerk to the bereaved family of Judge Adolph Wenke, as an expression of our respect for the deceased, and our sympathy for the bereaved.

Mr. Vosoba requested unanimous consent that permission be granted to any member who wishes to be added as a co-introducer of LR 11. No objections. So ordered.

Mr. Vosoba moved that the rules be suspended and that LR 11 be adopted. The motion prevailed with 43 ayes, 0 nays, and 0 not voting.

Mr. Klaver moved that when we adjourn tomorrow, we adjourn at 10:30 a.m., to permit the members of the Legislature to attend the funeral, in a body, of Judge Wenke. The motion prevailed.

The members stood for a moment in silent tribute.

LEGISLATIVE RESOLUTION 12. Re: Legislative Council Study of Taxation in Nebraska.

Introduced by Kenneth L. Bowen, 32nd District; Joe T. Vosoba, 23rd District; and Richard D. Marvel, 31st District.

WHEREAS, the expansion of governmental activity at all levels in recent years has made necessary a regularly-increasing demand for tax funds, which increasing demand appears certain to extend into the future; and

WHEREAS, the increasing demand for tax funds has for many years resulted in severe criticism of the methods of taxation in Nebraska and actual changes in such methods accompanied by proposals for more fundamental and far-reaching changes; and

WHEREAS, in past years there have been only piece-meal studies of taxation in this state; and

WHEREAS, in order for the Nebraska State Legislature to deal properly with the vast problems presented, it is desirable that a detailed and comprehensive study be made of all phases of taxation in Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee of seven members to conduct a detailed and comprehensive study of all phases of taxation in Nebraska, including but not limited to, (a) the duties and authority of the county assessor, (b) the activities and responsibilities of the county board of equalization, (c) the group of people having the greatest tax burden, (d) the distribution of the tax burden more equitably, and (e) the benefits Nebraska and its citizens could derive from changes in the present method of taxation and practices, and report its findings and recommendations to the next regular session of the Legislature.

2. That to enable the committee to accomplish such study, that it be authorized to employ the necessary professional, technical, and clerical help.

Mr. Bowen requested unanimous consent to add Don Thompson, 33rd District, as a co-introducer of LR 12. No objections. So ordered.

Referred to the Legislative Council Executive Board.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 502	Wednesday, March 15, 1961	2:00 p.m.
LB 39	Thursday, March 16, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 114. Placed on General File as amended.

Standing Committee amendments to LB 114:

1. Amend the bill by striking section 1.

2. Amend the bill by renumbering sections 2 and 3 as sections 1 and 2, respectively.

3. Amend renumbered section 1, lines 6 to 24 by striking the new matter and lines 3 to 18 by reinstating the stricken matter, and line 32 by inserting "*, but not in excess of three thousand dollars per diem and expenses per member per annum*".

4. Amend renumbered section 2 by striking lines 1 and 2 and inserting:

"Sec. 2. That original section 2-2503, Revised Statutes Supplement, 1959, is repealed.".

5. Amend the title to conform.

LEGISLATIVE BILL 198. Placed on General File as amended.

Standing Committee amendment to LB 198:

1. Amend Section 1 of the bill, line 21 by reinstating the stricken word "entirely".

LEGISLATIVE BILL 213. Placed on General File as amended.

Standing Committee amendments to LB 213:

1. In section 1, line 15, insert "*No person shall sell any cattle knowing that the same are to be moved, driven, shipped, or transported in violation of this section. Proof of shipment or removal of the cattle from the brand area by the buyer or his agent shall be prima facie proof of knowledge that sale was had for removal from the brand area.*" after the period.

2. Amend the title to conform.

LEGISLATIVE BILL 214. Placed on General File as amended.

Standing Committee amendments to LB 214:

1. Amend the bill by adding a new section immediately after section 1 and to read as follows:

"Sec. 2. After January 1, 1962, it shall be unlawful to brand any live animal except by the use of a hot iron. Any person, association, firm, or corporation violating the provisions of this section shall, upon conviction thereof, be fined in a sum not less than fifty dollars nor more than five hundred dollars.".

2. Amend the bill by renumbering original section 2 as section 3.

3. Amend the title to conform.

LEGISLATIVE BILL 215. Placed on General File as amended.

Standing Committee amendments to LB 215:

1. Amend the bill by adding two new sections to be known as Sections 4 and 5 and to read as follows:

"Sec. 4. The provisions of sections 1 to 3 of this act shall become operative September 1, 1961.

Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

2. Amend the title to conform.

LEGISLATIVE BILL 336. Indefinitely postponed.

(Signed) Hans O. Jensen, Chairman

MOTION—Introduce Bill

Mr. President: I move that the Committee on Government and Military Affairs be allowed to introduce a bill for the following purpose: To extend the powers of the Nebraska Historical Society to accept gifts, to own and control property under its care, or to be assigned to it by the Governor. It shall operate historical sites and museums as directed by the Governor and Legislature. (Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill granted with 42 ayes, 0 nays, and 1 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 677. By Committee on Government and Military Affairs, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend section 82-101, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska State Historical Society; to extend the powers of the Nebraska State Historical Society as prescribed; and to repeal the original section.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 671. With emergency.

A BILL FOR AN ACT to appropriate the sum of eleven thousand three hundred fifty dollars to aid in defraying traveling expenses of district judges for the biennium ending June 30, 1961; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Staubitz

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitor

Mrs. Orme introduced Mrs. W. J. Ramsey of Lincoln.

LEGISLATIVE BILL 672. With emergency.

A BILL FOR AN ACT to appropriate the sum of one thousand dollars to aid in defraying traveling expenses of court reporters for the biennium ending June 30, 1961; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 252. With emergency.

A BILL FOR AN ACT to amend section 24-209, Revised Statutes Supplement, 1959, relating to published reports; to provide that each judge of a separate juvenile court shall be furnished a complete set of Supreme Court Reports and a copy of all subsequent reports; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Romans

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 82. By Kenneth L. Bowen, 32nd District;
William S. Moulton, 10th District;
Frank Nelson, 28th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 24, of the Constitution of Nebraska, relating to legislative powers; to permit the Legislature to authorize lottery or gift enterprise where the consideration of chance to participate does not involve the payment of money for the purchase of property, services, chance or admission tickets, or does not require an expenditure of substantial effort or time; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide the manner of submission and form of ballot; to provide the effective date of such proposed amendment if adopted; and to provide that the Governor, if such amendment is adopted shall make a proclamation thereof as prescribed.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1962, there shall be submitted to the electors of the State of Nebraska, for approval, the following amendment to Article III, section 24, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 24. The Legislature shall not authorize any game of chance, nor any lottery, or gift enterpise where the consideration for a chance to participate involves the payment of money for the purchase of property, services, chance or admission ticket, or requires an expenditure of substantial effort or time; but nothing in this section shall be construed to prohibit the enactment of laws providing for the licensing and regulation of wagering on the results of horse races by the pari-mutuel or certificate method, when conducted by licensees within the race track enclosure at licensed horse race meetings, or to prohibit the enactment of laws providing for the licensing and regulation of bingo games conducted by nonprofit associations which have been in existence for a period of five years immediately preceding the application for license; *Provided*, bingo games cannot be conducted by agents or lessees of such associations on a percentage basis."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to permit the Legislature to authorize lottery or gift enterprises.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Hasebroock
Kjar
Klaver
Lautenschlager
Marvel
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Skarda
Staubitz
Stromer
Stryker
Syas

Voting in the negative, 16:

Adams
Bridenbaugh
Erlewine
Forrester
Gerhart
Jensen
Knight
McCosh
Romans
Russillo
Stalder
Thompson
Vosoba
Waldo
Webb
Wylie

Not voting, 0.

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 109. With emergency.

A BILL FOR AN ACT to amend sections 17-541 and 17-543, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide that in cities of the second class and villages which have no board of public works the water commissioner shall be designated as public works commissioner; to provide when a corporate surety may be used; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 108. With emergency.

A BILL FOR AN ACT to amend section 17-209, Reissue Revised Statutes of Nebraska, 1943, relating to villages; to provide that appointive officials and employees of villages shall receive such annual compensation as the chairman and board of trustees may fix by ordinance; to provide maximum compensation for the chairman and members of the board of trustees; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 78.

A BILL FOR AN ACT to amend section 7-113, Reissue Revised Statutes of Nebraska, 1943, relating to attorneys; to provide that it shall be the duty of every attorney to act as the guardian of an incompetent defendant in the same manner as for minor defendants; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 141.

A BILL FOR AN ACT to amend sections 48-132, 48-133, and 48-137, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide when the limitation of action shall take effect in the event of a dependent of an injured employee or a dependent with a physical or mental incapacity; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 121.

A BILL FOR AN ACT relating to crimes and punishments; to provide when it shall be unlawful to refuse to surrender use of a party line telephone or to request the surrender thereof; to provide for publication of notices in telephone directories as prescribed; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 210.

A BILL FOR AN ACT to amend section 79-1234, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the suspension of a teacher's certificate for cause and the period of suspension; to provide for reinstatement; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo

Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 211. With emergency.

A BILL FOR AN ACT to amend section 79-1225, Reissue Revised Statutes of Nebraska, 1943, relating to education; to liberalize provisions respecting prescribed teachers' certificates; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Speaker Thompson Presiding

LEGISLATIVE BILL 37.

A BILL FOR AN ACT to amend sections 53-103, 53-124, 53-141, 53-145, 53-169, 53-180.03, and 53-1,115, Reissue Revised Statutes of

Nebraska, 1943, relating to liquors; to define terms; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; to correct internal references; and to repeal the original sections and also section 53-163, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 672. (Signed) Hans O. Jensen

Visitors

Mr. McCosh introduced Mr. Max Coppman of Gering.

Mr. Erlewine introduced Mr. George B. Hastings, a former member of the bicameral senate.

MESSAGE FROM THE GOVERNOR

March 6, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 4, 1961, I approved LB 73, LB 66, LB 69, LB 64, LB 63, and LB 164.

Respectfully submitted

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Explanation of Vote

Mr. President: Had I not been out of the chamber at the telephone on March 1st when the vote on confirmation of Francis V. Robinson as Judge of the Court of Industrial Relations was taken, I would have voted aye on that matter. (Signed) Hans O. Jensen

Visitor

Mr. Thompson introduced Mrs. William Lyons of McCook.

MOTION—Recall LB 305

Mr. President: I move to bring back LB 305 from E and R for engrossment, to Select File for a specific amendment. (Signed) Marvin Lautenschlager

1. Strike the enacting clause.

Motion pending.

Laid over at the request of Mr. Waldo.

SELECT FILE

LEGISLATIVE BILL 77. E and R amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 280. E and R amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 196. E and R amendments found in the Legislative Journal for the Forty-third Day were adopted.

Mr. Vosoba offered the following amendment which was adopted by unanimous consent:

1. In section 6, page 24, strike lines 54 to 57 and insert, in lieu thereof, the following:

"may be appealed to the district court of Lancaster County. Such appeal shall be taken in the manner provided for appeals from an order of the Director of Motor Vehicles suspending, canceling, or revoking a motor vehicle operator's license. The evidence presented at the".

Advanced to E and R for engrossment.

President Burney Presiding

Visitors

Mr. Erlewine introduced Mr. Noah Reisher of Benkelman, and Mr. William Rusher of Lincoln.

MOTION—Adjournment

Mr. President: I move we adjourn until 8:30 a.m., Tuesday, March 7, 1961. (Signed) Jack Romans

The motion lost.

Meeting Withdrawn

Mr. President: The scheduled meeting of the Committee on Committees for Tuesday, March 7, 1961, has been withdrawn. (Signed) J. O. Peck, Chairman

SELECT FILE

LEGISLATIVE BILL 301. E and R amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 243. Advanced to E and R for engrossment.

LEGISLATIVE BILL 244. E and R amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 245. E and R amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 491. Advanced to E and R for engrossment.

LEGISLATIVE BILL 159. E and R amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for engrossment.

Adjournment

At 12:01 p.m., on a motion by Mr. Peck, the Legislature adjourned until 8:30 a.m., Tuesday, March 7, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 7, 1961

Pursuant to adjournment, the Legislature met at 8:31 a.m., President Burney presiding.

Prayer was offered by the Reverend Daniel C. Schroeder, Pastor of St. Paul's Lutheran Church, Emerson.

The roll was called and all members were present except Messrs. Brandt and Munnelly who were excused until 8:45 a.m.

The Journal for the Forty-fourth Day was approved.

MOTION—Prayer

Mr. President: I move that the prayer given by Reverend Daniel C. Schroeder this morning, be made a part of the permanent record. (Signed) John Adams, Sr.

The motion prevailed.

Prayer

Father of all mercies, who by Thy Word and Spirit does nurture and strengthen Thy children for the labors of the day, we pray, support those who have been vested with authority to legislate for our state. May the decisions promote with zeal the welfare of Thy people. May Thy presence be felt in all our doings.

Protect us from the pitfalls of our office. Remove from our spirits the dominances of personal interest that easily crowd in on us. We pray for the heads of African States who this day meet on Madagascar to plan for a better future of Africa. May there be a meeting of their minds, a spirit of peace and understanding. We pray for our President and Congress, our diplomats and statesmen. Forgive us, Lord, for any weaknesses and failings. With Thee and through Thee is our strength and salvation. In Thy name we pray.

Amen

Communication

Resolution from the Dodge County Constitutional Conservatives, Robert C. Lambourn, Chairman, urging the passage of a resolution by the Legislature of Nebraska expressing support of the House Un-American Activities Committee. Referred to the Committee on Public Health and Miscellaneous Subjects.

Invitation

Invitation from Clifford M. Hardin, Chancellor, University of Nebraska, to the members and their ladies to attend the State Basketball Tournament in the Coliseum, March 9 to 11 inclusive. Members admitted by showing their identification cards at Gate 7.

Communication

Note from Mr. Lou Eby, Director, Department of Veterans' Affairs, reporting that Sergeant-at-arms George Santo is making a satisfactory recovery after surgery.

STANDING COMMITTEE REPORTS

Committee on Committees

March 6, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Frank B. Morrison. The Committee suggests that the appointments be voted upon by this legislative body, and separately confirmed:

Mrs. Walter R. Raecke - Member, Nebraska State Board of Health

George R. Myers - Member, Nebraska State Board of Health

The term of Mrs. Raecke began on September 14, 1959, and will end on September 13, 1962.

The term of Mr. Myers began also on September 14, 1959, and will end on September 14, 1962.

Respectfully submitted
(Signed) J. O. Peck
J. O. Peck, Chairman
COMMITTEE ON COMMITTEES

JOP/nj

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted, and that each appointment be confirmed separately and by record vote. (Signed) J. O. Peck

The motion prevailed.

Vote on Mrs. Raecke

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Brandt
Bridenbaugh
McHugh
Munnelly

Having received the majority of the votes of all members, the President declared the appointment of Mrs. Raecke confirmed.

Vote on Mr. Myers

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Brandt	Munnelly

Having received a majority of the votes of all members, the President declared the appointment of Mr. Myers confirmed.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LB 453	Wednesday, March 15, 1961	2:00 p.m.
LB 454	Wednesday, March 15, 1961	2:00 p.m.
LB 460	Wednesday, March 15, 1961	2:00 p.m.
LB 543	Wednesday, March 15, 1961	2:00 p.m.
LB 426	Wednesday, March 22, 1961	2:00 p.m.
LB 611	Wednesday, March 22, 1961	2:00 p.m.
LB 612	Wednesday, March 22, 1961	2:00 p.m.
LB 615	Wednesday, March 22, 1961	2:00 p.m.
LB 337	Wednesday, March 29, 1961	2:00 p.m.
LB 621	Wednesday, March 29, 1961	2:00 p.m.
LB 625	Wednesday, March 29, 1961	2:00 p.m.
LB 653	Wednesday, March 29, 1961	2:00 p.m.
LB 550	Wednesday, April 5, 1961	2:00 p.m.
LB 658	Wednesday, April 5, 1961	2:00 p.m.
LB 659	Wednesday, April 5, 1961	2:00 p.m.
LB 629	Wednesday, April 5, 1961	2:00 p.m.
LB 564	Wednesday, April 12, 1961	2:00 p.m.
LB 623	Wednesday, April 12, 1961	2:00 p.m.
LB 642	Wednesday, April 12, 1961	2:00 p.m.
LB 670	Wednesday, April 12, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on March 6, 1961, at 4:30 p.m.: LB 75 LB 84 LB 86 LB 183 LB 89 LB 117 LB 123 LB 145 LB 165 LB 182 LB 212 LB 237

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 314. Indefinitely postponed.

(Signed) Jack Romans, Chairman

Enrollment and Review

LEGISLATIVE BILL 242. Placed on Select File.

LEGISLATIVE BILL 239. Placed on Select File as amended.

E and R amendment to LB 239:

1. For correlation purposes, after the second comma in line 2 of both sections 1 and 2, and after the second comma in line 3 of the title, insert "as amended by Legislative Bill 38, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, strike lines 40 to 56, and insert "shall begin on January 1 of the next even-numbered year and continue for a period of four years. At least ninety days before each renewal period the Secretary of State shall notify every owner of a brand or mark of record whose recording expires at that time and such owner shall pay to the secretary a renewal fee of two dollars and furnish such other information as may be required by the Secretary of State. The renewal fee of two dollars shall be due and payable on or before January 1 of the renewal year. If any".

LEGISLATIVE BILL 238. Placed on Select File.

LEGISLATIVE BILL 92. Correctly engrossed.

LEGISLATIVE BILL 292. Correctly engrossed.

LEGISLATIVE BILL 345. Correctly engrossed.

LEGISLATIVE BILL 225. Correctly engrossed.

LEGISLATIVE BILL 209. Correctly engrossed.

LEGISLATIVE BILL 142. Correctly engrossed.

LEGISLATIVE BILL 302. Correctly engrossed.

LEGISLATIVE BILL 256. Correctly engrossed.

LEGISLATIVE BILL 37. Correctly enrolled.

LEGISLATIVE BILL 78. Correctly enrolled.

LEGISLATIVE BILL 82. Correctly enrolled.

LEGISLATIVE BILL 108. Correctly enrolled.

LEGISLATIVE BILL 109. Correctly enrolled.

LEGISLATIVE BILL 121. Correctly enrolled.

LEGISLATIVE BILL 141. Correctly enrolled.

LEGISLATIVE BILL 210. Correctly enrolled.

LEGISLATIVE BILL 211. Correctly enrolled.

LEGISLATIVE BILL 252. Correctly enrolled.

LEGISLATIVE BILL 671. Correctly enrolled.

LEGISLATIVE BILL 672. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 37 LB 78 LB 82 LB 108 LB 109 LB 121 LB 141 LB 210 LB 211 LB 252 LB 671 LB 672

MOTION—Place LB 228 on General File

Mr. President: I move that LB 228 be placed on General File. (Signed) George Syas

Speaker Thompson Presiding

Mr. Syas requested a Call of the House.

President Burney Presiding

A Call of the House was ordered and showed 43 members present.

Mr. Claussen moved that the Call be raised. The motion prevailed with 42 ayes, 0 nays, and 1 not voting.

The Syas motion to place LB 228 on General File lost with 21 ayes, 21 nays, and 1 not voting.

Visitors

Mr. Forrester introduced Messrs. Leland Jorgenson, George Morrison and Fred Morrison of Calloway.

MOTION—Place LB 152 on General File

Mr. President: I move that LB 152 be placed on General File. (Signed) Edwin T. McHugh

Mr. McHugh requested a Call of the House.

A Call of the House was ordered and showed 43 members present.

Mr. Ruhnke moved that the Call be raised. The motion prevailed with 42 ayes, 0 nays, and 1 not voting.

The McHugh motion to place LB 152 on General File lost with 18 ayes, 21 nays, and 4 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 159. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Judiciary

LEGISLATIVE BILL 258. Placed on General File as amended.

Standing Committee amendments to LB 258:

1. In lines 44 and 45 strike the new matter and reinstate the stricken matter.

2. In line 50 strike the "period" and add as new matter the following: "*; provided, that the county board in counties having less than 200,000 population may waive this duty.*"

3. Amend the title to conform.

LEGISLATIVE BILL 445. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

LEGISLATIVE BILL 459. Placed on General File.

LEGISLATIVE BILL 532. Placed on General File.

LEGISLATIVE BILL 534. Indefinitely postponed.

LEGISLATIVE BILL 559. Placed on General File as amended.

Standing Committee amendments to LB 559:

1. In line 3, after the word "suspended" add the following new matter: "*, canceled*".

2. In line 7, strike the words "and risk".

3. In line 14, strike the words "in writing" and insert in lieu thereof the following: "*as provided by law*"

4. Amend the title to conform.

(Signed) William B. Brandt, Vice Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 410. Indefinitely postponed.

LEGISLATIVE BILL 160. Indefinitely postponed.

LEGISLATIVE BILL 404. Placed on General File.

LEGISLATIVE BILL 230. Indefinitely postponed.

LEGISLATIVE BILL 319. Placed on General File as amended.

Standing Committee amendment to LB 319:

1. Add the following sections and amend the title to conform:

Section 2. The power granted by Section 1 of this act shall not be exercised unless and until the question has been submitted at a regular general or primary election held within said metropolitan utilities district and in which all persons eligible to vote for directors of said district shall be entitled to vote on such question, which shall be submitted in the following language: Shall the board of directors of the metropolitan utilities district introduce flourides into the water supply under its control?; and if a majority of the votes cast upon such question shall be in favor, then said board of directors shall be empowered as provided in Section 1 of this act.

Section 3. Neither said metropolitan utilities district nor any of its directors, officers, appointees, employees or agents shall be liable for any of the acts, or consequences thereof, done or suffered to be done pursuant to the exercise of powers granted by this act.

(Signed) Sam Klaver, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 11

UNANIMOUS CONSENT—Final Reading

Mr. Ruhnke requested unanimous consent to dispense with Final Reading this morning. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 161. E and R amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 205. E and R amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 178. E and R amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 372. E and R amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 381. E and R amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 162. E and R amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 417. Advanced to E and R for engrossment.

LEGISLATIVE BILL 273. Advanced to E and R for engrossment.

LEGISLATIVE BILL 297. Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 266. Considered.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

LEGISLATIVE BILL 190. Considered.

Mr. Waldo offered the following amendment which was adopted with 22 ayes, 15 nays, and 6 not voting:

1. Amend the Ruhnke amendment to section 1, subsection (2), line 7, by striking "*fifty-five*" and inserting "*sixty*" in lieu thereof.

The pending Ruhnke amendment found in the Legislative Journal for the Forty-second Day was adopted as amended.

Sections 2, 3, and 4, and the title read and considered.

Mr. Ruhnke offered the following amendments which were adopted:

2. Amend the bill by adding a new section immediately after section 1 to be known as section 2 and to read as follows:

"Sec. 2. That section 39-7,108, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-7,108. (1) No person shall drive a vehicle on a highway at a speed greater than is reasonable and prudent under the conditions then existing. (2) No person shall drive a vehicle in any residence district within any city or village at a speed greater than twenty-five miles per hour unless, by the ordinance of such city or village, a greater rate of speed is specifically permitted. (3) The following speeds, *except as provided in subsection (2) of section 39-723,* shall be prima facie lawful, but in any case when such speed would be unsafe, they shall not be lawful: (a) Twenty miles per hour in any business district; (b) twenty-five miles per hour in any residence district; (c) sixty-five miles per hour between the hours of sunrise and sunset and fifty-five miles per hour between the hours of sunset and sunrise upon any concrete, brick, macadamized, or other hard-surfaced highway, or upon any other highway that is a part of the state highway system outside of a city or village; and (d) fifty miles per hour upon any gravel, dirt, or other highway or road that is not hard-surfaced, except upon any highway that is a part of the state highway system outside of a city or village. (4) The fact that the speed of a vehicle is lower than the foregoing prima facie limits shall not relieve the driver from the duty to decrease speed when approaching and crossing an intersection, when approaching and going around curves, when approaching a hill crest, when traveling upon any narrow or winding roadway, or when special hazards exist with respect to pedestrians or other traffic or by reason of weather or highway conditions, and speed shall be decreased as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering the highway in compliance with legal requirements and the duty of all persons to use due care; *Provided,* that local authorities in their respective jurisdictions are hereby authorized in their discretion to increase or decrease any of the speed limitations hereinbefore stated in subsection (2) and subdivisions (a) and (b) of subsection (3). (5) Whenever the Department of Roads shall determine, upon the basis of an engineering and traffic investigation, that any prima facie speed, hereinbefore set forth, is greater than is reasonable or safe under the conditions found to exist at any intersection, place or part of a highway outside of cities and villages, the department shall determine and declare a reasonable and safe prima facie speed limit for such intersection, place or part of such highway, which shall be effective when appropriate signs giving notice thereof are erected at such intersection, place or part of the highway. Local authorities shall have the same rights and powers within corporate limits, and shall place and maintain upon each and every highway at its intersection with any through highway appropriate stop signs, which shall be illuminated at night or so placed as to be illuminated by the headlights of an approaching vehicle or by street lights. (6) Except in metropolitan cities, in every charge of violation of this section, the complaint and also the summons or notice to appear, shall specify the speed at which the defendant is alleged to have driven, also the prima facie speed applicable within the district or at the location. (7) Nothing herein contained concerning prima facie lawful speed on any highway outside of the corporate limits of any city or village, as provided in subdivision (c) of subsection (3) of this section, shall be considered as a defense to any prosecution brought for violation of the provisions of section 39-723.".

3. Amend the bill by renumbering original sections 2 to 4 as sections 3 to 5 respectively.

4. Amend renumbered section 5 of the bill, line 1 by inserting ", 39-7,108" after "39-723.05".

5. Amend the title to conform.

Laid over at the request of Mr. Waldo.

Visitors

Mr. Hasebroock introduced Mrs. George Krebs, teacher, and eight students from Snyder, and Reverend George P. Krebs of Snyder.

LEGISLATIVE BILL 299. Considered.

Mr. Russillo offered the following amendment:

1. Amend section 1 of the bill, line 10, by adding the words "of substantially equal population" after the word "districts".

Amendment pending.

Laid over at the request of Mr. Stromer.

Adjournment

At 10:31 a.m., on a motion by Mr. Stromer, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 8, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Claussen who was excused, and Mr. Munnelly who was excused until 9:45 a.m.

Corrections for the Journal

Page 666, line 34, delete "229" and insert "299".

The Journal for the Forty-fifth Day was approved as corrected.

Communication

Postal Card from Mr. and Mrs. Wm. Meier of Grand Island favoring LB 596.

MESSAGE FROM THE GOVERNOR

March 7, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 7, 1961, I approved LB 138, LB 173, LB 67, LB 40, LB 30, LB 25, LB 43, LB 42, LB 41, LB 44, LB 45, LB 48, LB 47, LB 50, LB 51, LB 52, LB 74, LB 70, LB 54, LB 68, and LB 53.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 535	Wednesday, March 29, 1961	2:00 p.m.
LB 577	Wednesday, March 29, 1961	2:00 p.m.
LB 554	Wednesday, April 5, 1961	2:00 p.m.
LB 586	Wednesday, April 5, 1961	2:00 p.m.
LB 582	Wednesday, April 5, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on March 7, 1961, at 2:30 p.m.: LB 37 LB 78 LB 82 LB 108 LB 109 LB 121 LB 141 LB 210 LB 211 LB 252 LB 671 LB 672

(Signed) Martha Haines, Enrolling Clerk

Reference Committee Report

LB	Committee
677	Public Health and Miscellaneous Subjects

(Signed) Dwight W. Burney
Chairman

Visitor

Mr. McCosh introduced Mr. C. W. Wildy of Scottsbluff.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 196. Replaced on Select File as amended.

E and R amendment to LB 196:

1. In line 2 of Enrollment and Review Amendment 1, adopted March 6, 1961, strike "127, and" and insert "130," and in line 3, after the second comma, insert "and on page 9, lines 181 and 182,".

LEGISLATIVE BILL 77. Replaced on Select File as amended.

E and R amendment to LB 77:

1. In section 1, line 25, strike the comma and insert a period.

LEGISLATIVE BILL 166. Correctly engrossed.

LEGISLATIVE BILL 172. Correctly engrossed.

LEGISLATIVE BILL 324. Correctly engrossed.

LEGISLATIVE BILL 364. Correctly engrossed.

LEGISLATIVE BILL 409. Correctly engrossed.

LEGISLATIVE BILL 287. Correctly engrossed.

LEGISLATIVE BILL 327. Correctly engrossed.

LEGISLATIVE BILL 229. Correctly engrossed.

(Signed) William B. Brandt, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 249. With emergency.

A BILL FOR AN ACT to amend section 60-513, Reissue Revised Statutes of Nebraska, 1943, relating to the Motor Vehicle Safety Responsibility Act; to provide that the amount of security ordered may be increased or reduced in any case at any time after the date of the accident if, in the judgment of the Director of Motor Vehicles, the amount ordered is inadequate or excessive; to provide action to be taken upon failure to deposit additional security as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Claussen
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 149. With emergency.

A BILL FOR AN ACT to repeal Laws 1955, Chapter 228, section 2, relating to an appropriation for the purpose of developing and maintaining a museum at Fort Robinson; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Claussen
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 148. Laid over until Wednesday, March 15, 1961, at the request of Mr. Knight.

LEGISLATIVE BILL 181. Laid over at the request of Mr. Waldo.

LEGISLATIVE BILL 219.

A BILL FOR AN ACT relating to motor vehicles; to provide for the temporary operation, without registration, of a motor vehicle purchased in this state other than from a licensed dealer in motor vehicles.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Claussen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 334.

A BILL FOR AN ACT to amend sections 71-626 and 71-627, Revised Statutes Supplement, 1959, relating to adopted children; to clarify the provisions thereof; to eliminate the requirement that a certified copy of the decree of adoption be forwarded to the Bureau of Vital Statistics; to provide for the obtaining of a birth certificate when a decree of adoption is entered in this state as to a child born in another state; to provide duties for certain public officers when a decree of adoption is entered in this state as to any foreign-born child; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers

Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Claussen
Klaver
McHugh
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 321.

A BILL FOR AN ACT to amend section 62-1,129, Reissue Revised Statutes of Nebraska, 1943, relating to negotiable instruments; to redefine inland bill of exchange; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Claussen
Forrester
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 199. With emergency.

A BILL FOR AN ACT to amend section 37-304.02, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide for killing of beaver doing damage to trees or property other than that owned by any public power, irrigation or drainage district, as prescribed; to eliminate the fee for a beaver damage permit; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 1:

Vosoba

Not voting, 2:

Claussen
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 192.

A BILL FOR AN ACT to amend section 29-901, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide that a justice of the peace may admit a person to bail by accepting a cash deposit in lieu of a recognizance; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Claussen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 180.

A BILL FOR AN ACT to amend section 77-1918, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the date for the county treasurer to file his report of delinquent real estate tax with the county board in counties having a population of two hundred thousand inhabitants or less; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Claussen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 72.

A BILL FOR AN ACT to amend section 21-1210, Reissue Revised Statutes of Nebraska, 1943, and section 21-1209, Revised Statutes Supplement, 1959, relating to corporations; to provide for the filing of notice of change of the location of the registered office of any registered agent of a foreign corporation and the registered office of such corporation by a single statement, signed by the registered agent, listing all such corporations represented by him; to provide for fees; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Claussen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 241.

A BILL FOR AN ACT to amend section 72-905, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to provide for filing a copy of any order of forfeiture and cancellation of oil and gas leases with the register of deeds of the county where the land is situated; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Claussen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 32.

Mr. Vosoba requested unanimous consent to return LB 32 to Select File for the following specific amendment:

1. Amend page 2 of the bill, section 2, by striking line 7 and inserting in lieu thereof the following:

"for such purpose without compensation, *except public school lands.* All bridges or".

Mr. Adams objected.

Mr. Vosoba moved that LB 32 be returned to Select File for the specific amendment. The motion prevailed with 40 ayes, 0 nays, and 3 not voting.

LEGISLATIVE BILL 257. With emergency.

A BILL FOR AN ACT to amend section 25-314, Revised Statutes Supplement, 1959, relating to civil procedure; to provide for service upon nonresidents as prescribed; to provide for fees; to provide for costs; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Claussen
Forrester

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 115. With emergency.

A BILL FOR AN ACT to amend section 72-1007, Revised Statutes Supplement, 1959, relating to the State Institutional and Military Department Building Fund; to provide that five hundred fifty thousand dollars of such fund shall be transferred to the State Board of Education for the use of the Nebraska Vocational Technical School; to provide for deduction of such amount from future allocations; to provide funds for the completion of murals in the State Capitol; to eliminate authority to acquire prescribed lands; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 2:

Forrester
Gerdes

Not voting, 1:

Claussen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 194.

A BILL FOR AN ACT relating to the state; to establish a Centennial Commission; to provide for the members of the commission, and the appointment, qualification, and expenses thereof; to provide powers and duties of the commission; and to provide an appropriation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams
Bowen
Bridenbaugh
Burbach
Craft
Diers
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 7:

Adamson
Brandt
Erlewine
Forrester
Romans
Ruhnke
Wylie

Not voting, 2:

Claussen
Peck

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 79.

A BILL FOR AN ACT relating to crimes and punishments; to prohibit the use of simulated process for prescribed purpose or intent; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Claussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 49. Read. Laid over at the request of Mr. Vosoba.

LEGISLATIVE BILL 99.

A BILL FOR AN ACT to amend sections 39-727.01, 39-727.03, and 39-727.04, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to provide for breath tests to determine intoxication for prescribed purposes; to remove provisions for testing of spinal fluid; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 0.

Not voting, 3:

Claussen
Romans
Webb

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mrs. Orme introduced Jack Parker and Marland Erickson of Lincoln, and Gary Cockle of Gresham, who are attending the National Business Institute.

Mr. McCosh introduced Mr. Arin Moore of Gering.

LEGISLATIVE BILL 234.

A BILL FOR AN ACT to amend section 8-1,117, Revised Statutes Supplement, 1959, as amended by section 3, Legislative Bill 4, Seventy-second Session, Nebraska State Legislature, 1961, relating to banks and banking; to provide that a bank authorized by its corporate articles shall have power to act as executor of the estate of any person under the appointment of a court of record having jurisdiction of the estate of such deceased person; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 2:

Marvel
Vosoba

Not voting, 3:

Claussen
Forrester
Peck

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 202.

A BILL FOR AN ACT to amend section 81-8,135, Reissue Revised Statutes of Nebraska, 1943, relating to the State Athletic Commissioner; to reduce the percentage of the total gross receipts of any amateur wrestling or boxing match or exhibition to be paid as tax; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Brandt

Not voting, 1:

Claussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 249, LB 149, LB 219, LB 334, LB 321, LB 199, LB 192, LB 180, LB 72, and LB 241. (Signed) John P. Munnelly

MESSAGE FROM THE GOVERNOR

March 8, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your Honorable Body that on this day, March 8, 1961, he approved LB 237.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 360	Thursday, April 6, 1961	2:00 p.m.
LB 455	Thursday, April 6, 1961	2:00 p.m.
LB 667	Thursday, April 6, 1961	2:00 p.m.
LB 403	Friday, April 7, 1961	2:00 p.m.
LB 433	Friday, April 7, 1961	2:00 p.m.
LB 499	Friday, April 7, 1961	2:00 p.m.
LB 647	Thursday, April 13, 1961	2:00 p.m.
LB 630	Thursday, April 13, 1961	2:00 p.m.
LB 518	Thursday, April 13, 1961	2:00 p.m.
LB 466	Friday, April 14, 1961	2:00 p.m.
LB 662	Friday, April 14, 1961	2:00 p.m.
LB 607	Friday, April 14, 1961	2:00 p.m.
LB 470	Thursday, April 20, 1961	2:00 p.m.
LB 430	Thursday, April 20, 1961	2:00 p.m.
LB 624	Thursday, April 20, 1961	2:00 p.m.

LB 419	Friday, April 21, 1961	2:00 p.m.
LB 476	Friday, April 21, 1961	2:00 p.m.
LB 97	Friday, April 21, 1961	2:00 p.m.

Banking, Commerce and Insurance

LB 323	Tuesday, March 14, 1961	2:00 p.m.
LB 477	Tuesday, March 14, 1961	2:00 p.m.
LB 588	Monday, March 20, 1961	2:00 p.m.
LB 626	Monday, March 20, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 96. Placed on General File as amended.

Standing Committee amendment to LB 96:

1. Amend the bill by adding the names of Kenneth L. Bowen, J. W. Burbach and Edwin T. McHugh as Co-introducers.

LEGISLATIVE BILL 101. Placed on General File as amended.

Standing Committee amendments to LB 101:

1. Amend section 1 of the bill by striking lines 19 to 27 and line 28 by striking "such choice." and insert:

"The Governor and Lieutenant Governor shall be chosen at the general election held in November, 1964, for a two year term and at the general election held in November, 1966, and in each alternate even-numbered year thereafter, for a term of four years and until their successors shall be elected and qualified."

2. Amend the bill by adding Michael P. Russillo as a Co-introducer.

3. Amend the title to conform.

LEGISLATIVE BILL 132. Placed on General File as amended.

Standing Committee amendments to LB 132:

1. Amend section 1 of the bill, lines 3 and 4, by reinstating the stricken matter and striking the new matter.

2. After section 4 insert a new section to be known as section 5 and to read as follows:

"Sec. 5. That section 9-121, Revised Statutes Supplement, 1959, be amended to read as follows:

9-121. Any county, city, or village may adopt a resolution or enact an ordinance not inconsistent with state law for regulating any game of bingo or licensees licensed by such county, city, or village as provided by sections 9-101 to 9-120. Any such resolution adopted by a county board shall have the force of law. *Any county, city, or village may, on special occasion, permit licensees to conduct bingo at any place, within such county, city, or village, elsewhere than at the place stated on the license."*

3. Renumber original section 5 as section 6.

4. In renumbered section 6, line 2, strike "and 9-117" and insert "9-117, and 9-121".

5. Add the emergency clause.

6. Amend the title to conform.

(Signed) Kenneth L. Bowen, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 428. Placed on General File as amended.

Standing Committee amendments to LB 428:

1. Strike sections 1 to 3 and renumber original sections 4 to 6 as sections 1 to 3 respectively.

2. Strike section 7 and renumber original section 8 as section 4.

3. Strike sections 9 and 10 and renumber original section 11 as section 5.

4. Strike section 12 and renumber original sections 13 to 17 as sections 6 to 10 respectively.

5. Strike section 18 and renumber original sections 19 to 23 as sections 11 to 15 respectively.

6. Strike original section 24 and insert:

"Sec. 16. That original sections 21-135, 21-138, 21-139, 21-151, 21-158, 21-163, 21-167, 21-168, 21-170, 21-1,104, 21-1,113, and 21-1,133, Reissue Revised Statutes of Nebraska, 1943, and sections 21-171, 21-183, and 21-1,159, Revised Statutes Supplement, 1959, are repealed.".

7. Amend the title to conform.

LEGISLATIVE BILL 579. Placed on General File.

(Signed) John P. Munnelly, Chairman

MOTION—Place LB 160 on General File

Mr. President: I move that LB 160 be placed on General File. (Signed) Joe T. Vosoba

Motion pending.

Laid over until Monday, March 13, at the request of Mr. Vosoba.

Visitor

Mr. Kjar introduced Mr. Lyman Stuckey of Lexington.

MOTION—Place LB 230 on General File

Mr. President: I move that LB 230 be placed on General File. (Signed) Hans O. Jensen

Speaker Thompson Presiding

Mr. Peck moved the previous question. The motion prevailed with 32 ayes, 3 nays, and 8 not voting.

The Jensen motion lost with 5 ayes, 34 nays, and 4 not voting.

Member Excused

Mr. Jensen was excused for Thursday and Friday, March 9 and 10.

UNANIMOUS CONSENT—Hearing Room

Mr. Klaver requested unanimous consent for permission for the Public Health and Miscellaneous Subjects Committee to use the West Chamber for their hearing this afternoon, if necessary. No objections. So ordered.

President Burney Presiding

SELECT FILE

LEGISLATIVE BILL 32. The pending Vosoba specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 242. Advanced to E and R for engrossment.

LEGISLATIVE BILL 239. E and R amendment found in the Legislative Journal for the Forty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 238. Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 525. Indefinitely postponed.

LEGISLATIVE BILL 526. Indefinitely postponed.

LEGISLATIVE BILL 510. Placed on General File as amended.

Standing Committee amendments to LB 510:

1. Amend section 1 of the bill by striking lines 1 to 11 and inserting the following:

"Section 1. The Board of Regents of the University of Nebraska is authorized to sell at public auction not to exceed twenty acres of land owned by the Board of Regents of the University of Nebraska and located in the Northeast Quarter of Section 13, Township 17, Range 4, in Nance County, Nebraska."

2. Amend title to conform.

LEGISLATIVE BILL 437. Placed on General File as amended.

Standing Committee amendments to LB 437:

1. Amend section 1 of the bill, line 2 by inserting *"at public auction"* after "sell".

2. Amend title to conform.

(Signed) George Syas, Chairman

Revenue

LEGISLATIVE BILL 107. Indefinitely postponed.

LEGISLATIVE BILL 439. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Public Works

LEGISLATIVE BILL 365. Placed on General File.

LEGISLATIVE BILL 349. Placed on General File.

(Signed) Arnold Ruhnke, Chairman

MOTION—Introduce Bill

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce the following bill for this reason: On February 17, 1961, the Supreme Court declared unconstitutional the law, passed in 1945, permitting the establishment of cemetery districts in the State of Nebraska. (Signed) John P. Munnelly, Chairman

Permission to introduce the bill granted with 35 ayes, 0 nays, and 8 not voting.

Visitors

Mr. McCosh introduced Mr. Mahlon N. Nuller of Scottsbluff.

Mr. Jensen introduced Mr. Norris Otto of Phillips.

MOTION—Introduce Bills

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce two bills relating to the same subject for the following reasons: The bills amend laws as to the mortality tables that life insurance companies are required by law to use. Life expectancy is increasing and our present tables are outmoded. These bills were prepared by the National Association of Insurance Commissioners late last year which is the reason there was not time to have them introduced during our bill introduction period. The bills are now being introduced in most of the Legislatures. All Nebraska companies request them and the Director of Insurance approves. Our committee voted unanimously to ask you to consider them now. (Signed) John P. Munnelly, Chairman

Permission to introduce the bills granted with 37 ayes, 1 nay, and 5 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 678. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT relating to cemeteries; to provide for the organization of cemetery districts; to provide procedures; to provide for notice and hearing; to provide for the election of officers, their terms of office and compensation; to provide for taxation; to provide for land to be added to or withdrawn from such districts; to provide powers; to provide for ratification of districts organized under any law which has been held unconstitutional; to repeal sections 12-901, 12-902, 12-903, 12-904, 12-905, 12-906, 12-907, and 12-908, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 679. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT to amend sections 44-402 and 44-404, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for the use of up-to-date mortality tables; and to repeal the original sections.

LEGISLATIVE BILL 680. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT to amend sections 44-407.01, 44-407.04 and 44-407.05, Reissue Revised Statutes of Nebraska, 1943, relating to the standard nonforfeiture law; to restate requirements for a policy provision pertaining to cash surrender values; to redefine the calculation of adjusted premiums; to redefine factors to be disregarded in calculation of cash surrender values and nonforfeiture benefits; and to repeal the original sections.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 339. Placed on General File.

LEGISLATIVE BILL 398. Placed on General File as amended.

Standing Committee amendments to LB 398:

1. Attach the Emergency Clause.
2. Amend the title to conform.

LEGISLATIVE BILL 341. Placed on General File as amended.

Standing Committee amendments to LB 341:

1. Section 1, page 2, line 7 be amended by striking the words "one hundred and fifty thousand" and inserting in lieu thereof "two hundred thousand".

2. Amend the title to conform.

LEGISLATIVE BILL 128. Placed on General File as amended.

Standing Committee amendments to LB 128:

1. Amend section 1 of the bill, line 6 by inserting after the stricken matter the following:

"but shall not include any cabin trailer which shall have been permanently attached to the real estate upon which it is situated, provided that the owner of said cabin trailer shall file with the county assessor a statement in writing that it is his intention that such cabin trailer remain permanently attached to the real estate.".

2. Amend section 2 of the bill, line 12 by inserting *"and cabin trailers which have become permanently attached to real estate as set forth in section 60-1601"* after "resale", and line 13 after the period insert the following:

"The permit shall not be transferred to the new owner on any transfer of ownership of such cabin trailer, and in case of such transfer, a new permit must be obtained in the same manner as the original permit was obtained.".

3. Amend the bill by adding two new sections immediately after section 2 to be known as sections 3 and 4 and to read as follows:

"Sec. 3. That section 60-1603, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-1603. Every owner of such a cabin trailer shall make application for a permit to the county treasurer of the county in which said owner resides or is domiciled or conducts a bona fide business; or, if such owner is not a resident of this state, such application shall be made to the county treasurer of the county in which such owner actually lives or conducts a bona fide business, except as otherwise expressly provided. Any person, firm, association or corporation who is neither a resident of this state nor domiciled herein, but who desires to obtain a permit for such a cabin trailer owned by such person, firm or association or corporation, may register the same in any county of this state. The application shall contain a statement of the name, post-office address and place of business or employment of the applicant, a description of the cabin trailer, including the name of the maker, the number, if any, affixed or assigned thereto by the manufacturer, the weight and length of the vehicle, the year, model and the trade name or other designation given thereto by the manufacturer, if any. Every applicant for permit, at the time of making such application, shall exhibit to the county treasurer the certificate of title *proof of ownership* to such cabin trailer. Contemporaneously with such application, the applicant shall pay a permit fee in the amount of two dollars, which shall be credited to the general fund of the county. Upon proper application being made and the payment of the permit fee and the tax provided in section 60-1606, the applicant shall be issued a serially numbered written permit.

Sec. 4. That section 60-1606, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-1606. In addition to the permit fee provided by sections 60-1601 to 60-1610, there is hereby imposed upon such cabin trailers a motor vehicle tax, which shall be assessed, computed, collected, allocated and subject to refund, in the same manner prescribed by Chapter 77, article 12, for the taxation of motor vehicles registered for operation upon the public highways of this state. *To obtain refund of taxes paid on such cabin trailer, the person in whose name such permit was originally issued shall obtain a certificate of tax refund from the county assessor and shall deliver such certificate, together with such permit, to the county treasurer, which certificate and permit shall be retained by the county treasurer.".*

4. That original sections 3 and 4 be renumbered as sections 5 and 6 respectively.

5. Amend renumbered section 5, lines 8 to 12 by striking the new matter and inserting in lieu thereof the following:

"It shall be the duty of the county sheriff in every county and all peace officers in any municipality to assist in enforcement of the provisions of sections 60-1601 to 60-1610 and report in violation of sections 60-1601 to 60-1610, all cabin trailers within their respective jurisdiction a written report thereof to the county board or the city council, as the case may be, and shall furnish a copy of said report to the county assessor who shall have the duty of making such further investigation as may be necessary to determine whether said cabin trailers have been properly assessed.".

6. Amend renumbered section 6, line 1 by inserting after "60-1602," the following:

"60-1603, 60-1606,".

7. Amend the title to conform.

(Signed) J. W. Burbach, Chairman

Adjournment

At 12:05 p.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 9, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Jensen who was excused.

Corrections for the Journal

Page 668, insert the following after line 12:

"Corrections for the Journal

Page 666, line 34, delete "229" and insert "299"."

Page 668, line 13, insert "as corrected" before the period.

Page 686, line 14, correct the spelling of "Speaker".

The Journal for the Forty-sixth Day was approved as corrected.

Communications

Letters from Mr. John F. Forner, Jr., Office of the Lieutenant Governor, Albany, New York; and Senator Roman L. Hruska, acknowledging receipt of LR 9.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 325. Placed on General File.

LEGISLATIVE BILL 250. Placed on General File.

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 179. Placed on Select File as amended.

E and R amendments to LB 179:

1. In Standing Committee Amendment 1, strike "by striking 'in', showing the same as stricken, and in the same line,".

2. For correlation purposes, after the second comma in line 2 of both section 1 and 2, and after the second comma in line 3 of the title, insert "as amended by section 1, Legislative Bill 173, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, line 3, insert ", person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease under section 72-232, or entrant upon government land who has not yet received a patent therefor" after "freeholders"; in line 6, strike "set-off" and insert "set off"; in line 10, insert "either" after "is"; in line 10, insert "or that he or they hold a school land lease under section 72-232, are in possession or constructive possession as vendee under a contract of sale of the fee simple interest, or have made an entry on government land but have not yet received a patent therefor" after "petitioners"; in line 21, insert ", or lease under section 72-232, have possession or constructive possession under a contract of sale as vendee or have made entry on government land but have not received a patent therefor," after "own"; and in line 26, strike "set-off" and insert "set off".

LEGISLATIVE BILL 266. Placed on Select File as amended.

E and R amendment to LB 266:

1. In the title, line 7, strike "and" and insert "to provide an operative date;" and in line 8, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 280. Replaced on Select File as amended.

E and R amendment to LB 280:

1. In section 1, line 11, strike "lawful" and show the same as stricken; and strike all matter beginning with "and" in line 13 through "law" in line 19.

LEGISLATIVE BILL 83. Correctly engrossed.

LEGISLATIVE BILL 308. Correctly engrossed.

LEGISLATIVE BILL 309. Correctly engrossed.

LEGISLATIVE BILL 301. Correctly engrossed.

LEGISLATIVE BILL 243. Correctly engrossed.

LEGISLATIVE BILL 244. Correctly engrossed.

LEGISLATIVE BILL 245. Correctly engrossed.

LEGISLATIVE BILL 72. Correctly enrolled.

LEGISLATIVE BILL 79. Correctly enrolled.

LEGISLATIVE BILL 99. Correctly enrolled.

LEGISLATIVE BILL 115. Correctly enrolled.

LEGISLATIVE BILL 149. Correctly enrolled.

LEGISLATIVE BILL 180. Correctly enrolled.

LEGISLATIVE BILL 192. Correctly enrolled.

LEGISLATIVE BILL 194. Correctly enrolled.

LEGISLATIVE BILL 199. Correctly enrolled.

LEGISLATIVE BILL 202. Correctly enrolled.

LEGISLATIVE BILL 219. Correctly enrolled.

LEGISLATIVE BILL 234. Correctly enrolled.

LEGISLATIVE BILL 241. Correctly enrolled.

LEGISLATIVE BILL 249. Correctly enrolled.

LEGISLATIVE BILL 257. Correctly enrolled.

LEGISLATIVE BILL 321. Correctly enrolled.

LEGISLATIVE BILL 334. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 72 LB 79 LB 99 LB 115 LB 149 LB 180 LB 192 LB 194 LB 199 LB 202 LB 219 LB 234 LB 241 LB 249 LB 257 LB 321 LB 334

Reference Committee Report

LB	Committee
678	Public Health and Miscellaneous Subjects
679	Banking, Commerce and Insurance
680	Banking, Commerce and Insurance

(Signed) Dwight W. Burney
Chairman

MOTION—Place LB 314 on General File

Mr. President: I move to place LB 314 on General File. (Signed) William Moulton

Motion pending.

Laid over until Wednesday, March 15, at the request of Mr. Moulton.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 350. Placed on General File as amended.

Standing Committee amendments to LB 350:

1. Amend section 1, line 5, by striking the word "rating" and inserting the words "maximum engine power claim".

2. Amend title to conform.

LEGISLATIVE BILL 293. Placed on General File as amended.

Standing Committee amendments to LB 293:

1. Amend section 1 of the bill, by striking lines 19 to 21 and inserting the following:

"or not *the abutting owners may use the same, but* the title or right-of-way to any relocated, vacated or abandoned fragment or section of road shall be sold, revert to private ownership, or remain in the public;".

2. Amend the title to conform.

LEGISLATIVE BILL 261. Placed on General File as amended.

Standing Committee amendments to LB 261:

1. Before the word "five" in lines 5 and 7 of section 1 and lines 5 and 7 of section 2, insert "not less than".

2. In section 2, line 9, strike "Upon" and strike the rest of the sentence.

3. In section 3, line 4, insert "to the counties at cost" after "department".

(Signed) Arnold Ruhnke, Chairman

Education

LEGISLATIVE BILL 362. Placed on General File as amended.

Standing Committee amendments to LB 362:

1. Amend the bill by adding a new section to be known as Section 1 and to read as follows:

"Section 1. That section 72-207, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

72-207. Payments for lands which may be sold under the provision of any law of this state be made as follows: ~~For prairie lands, at~~ *At* least one-tenth of the purchase price in cash, or such other sum more than one-tenth as the purchaser may desire ; ~~and other lands, one half in cash or all cash,~~ at the option of the purchaser. Upon the sale of any lands on which full payment is not made, the Board of Educational Lands and Funds shall have authority to issue a certificate of purchase, with the seal of its office affixed, showing the land purchased, the amount paid, the amount due, and the time when the interest and principal are due; and on the payment of such amount according to law, the purchaser or his assignee shall be entitled to a deed of such land as provided by law; *Provided*, the board shall furnish the necessary blanks and reasonable rules and regulations to carry this law into effect. The unpaid principal of all educational or saline lands, sold after ~~April 5, 1907~~ *the effective date of this act*, shall be due in ~~twenty~~ *twelve* years from the date of sale, subject however to all the provisions of section 72-201 to 72-252, applicable thereto. All unpaid principal on sale contracts, issued after ~~April 5, 1907~~ *the effective date of this act*, shall draw interest at five per cent per annum, payable annually on January 1, of each year in advance. Before any contract of sale is issued, interest shall be computed and paid on the unpaid portion of the purchase price to January 1 next after the date of sale. Interest on sale contracts and rental on lease contracts shall draw interest from maturity at the rate of seven per cent per annum; *Provided,* ~~however,~~ any interest due on any delinquent school land rental, delinquent on or prior to December 31, 1940, shall be remitted and canceled and need not be paid in the event, but only in event, the original amount of such rental shall be paid on or before July 1, 1946, with interest thereon at the rate of seven per cent from April 1, 1945, until such payment is made.".

2. Amend the bill by renumbering sections 1 and 4 as sections 2 to 5 respectively.

3. Amend renumbered section 3 of the bill, by adding after line 26 the following:

"In the event the bid for any land shall be less than the appraised value as of January 1, 1961, such land shall be leased for a period as determined by the Board of Educational Lands and Funds.".

4. Amend renumbered section 4 of the bill, line 9, by inserting "*, as provided in section 72-207,*" after "bid".

5. Amend renumbered section 5 of the bill, line 1 by inserting "72-207," after "sections", by striking line 3, and line 4 by striking "Nebraska, 1943,".

6. Amend the title to conform.

(Signed) George Syas, Chairman

MOTION—Introduce Bills

Mr. President: I move that the Committee on Education be permitted to introduce a bill, the purpose and intent of which is stated by Senator Romans as follows:

The purpose and intent of this bill is to allow school districts that formed a high school district to vote as separate districts when the high school district has been unapproved by the State Education Committee.

This is to allow these individual districts to join an approved school of their own choice by a vote of the people.

(Signed) George Syas, Chairman

Permission to introduce the bill granted with 37 ayes, 0 nays, and 6 not voting.

Mr. President: I move that the Committee on Education be permitted to introduce a bill, the purpose and intent of which is stated by Senator Forrester as follows:

The purpose of this bill is to give Class VI school districts (9-12 grades) authority to extend the grade offerings of that district to include grades seven and eight.

There is much need for a law of this kind among a number of the western districts where schools are small and funds hard to come by.

This bill has no personal interest to me, but was asked for by Mrs. Susie Hunter, county superintendent of Blaine County, of which Brewster is the county seat. Mrs. Hunter asked me to present the bill to this committee.

The bill has been drawn in full by Dr. Freeman Decker, Commissioner of Education.

(Signed) George Syas, Chairman

Permission to introduce the bill granted with 35 ayes, 0 nays, and 8 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 681. By Committee on Education, George Syas, 4th District, Chairman.

A BILL FOR AN ACT relating to schools; to provide for a Class I school district withdrawing from a rural high school district when the high school has been disapproved by the State Board of Education.

LEGISLATIVE BILL 682. By Committee on Education, George Syas, 4th District, Chairman.

A BILL FOR AN ACT relating to schools; to authorize the electors of any Class VI school district to extend the grade offerings of that district to include seven and eight as prescribed; and to provide the manner of supporting such grade offerings.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 673 Tuesday, March 14, 1961 2:00 p.m.

Visitors

Mr. McCosh introduced a group of seven high school students from Gering, and Miss Valerie Nelson of Lincoln.

Mr. Thompson introduced the basketball team from Orleans.

BILLS ON FINAL READING

LEGISLATIVE BILL 181. Laid over until Monday, March 13, 1961, at the request of Mr. Waldo.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 49.

A BILL FOR AN ACT to amend section 82-201, Revised Statutes Supplement, 1959, relating to the Historical Land Mark Council; to clarify the provisions thereof; and to repeal the original section, and also section 82-201.01, Revised Statutes Supplement, 1959.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Nelson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 259.

A BILL FOR AN ACT to amend sections 38-601, 38-608, 38-613, 38-616, 38-621, and 38-622, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and wards; to provide for the sale of improvements on real estate of the ward when such improvements are not in use or are deteriorating in value to the injury of the ward's estate; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Romans
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 143. Laid over temporarily.

LEGISLATIVE BILL 206.

A BILL FOR AN ACT to amend sections 77-318, 77-413, and 77-716, Reissue Revised Statutes of Nebraska, 1943, and section 77-1235, Revised Statutes Supplement, 1959, relating to taxation; to increase the penalty for failure to return tangible personal property for taxation; to provide a uniform penalty for failure to return intangible property for taxation whether such failure consists of a failure to file any return or a failure to list intangible property on a return filed; to provide for waiver of penalties, as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager

Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Klaver

Not voting, 5:

Adams
Adamson
Jensen
Staubitz
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 143. With emergency.

A BILL FOR AN ACT to amend section 60-311.02, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for display, of the weight for which trucks are registered, on the registration plates rather than the windshield; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Adams
Jensen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. McCosh introduced Mr. Donald Childs of Gering.

Mr. Diers introduced Messrs. Otto Abusch and Paul Matzner.

LEGISLATIVE BILL 104.

A BILL FOR AN ACT to amend sections 37-503, 37-704, and 37-707, Reissue Revised Statutes of Nebraska, 1943, section 37-505, Reissue Revised Statutes of Nebraska, 1943, as amended by section 7, Legislative Bill 26, Seventy-second Session, Nebraska State Legislature, 1961, and section 81-805, Revised Statutes Supplement, 1959, relating to game and fish; to provide the size of mesh of any seine or trap used for taking minnows; to permit the possession and sale of black bass; to provide an additional requirement for qualification for a fish culture permit; to reduce the frequency of reports required of prescribed permit holders; to authorize agreements providing for reciprocity as prescribed; to provide for the taking of fish from private ponds without penalty as prescribed; to provide an exception; to provide for the taking of fish in emergencies created by the drying-up of any waters inhabited by fish; to provide penalties; to repeal the original sections and also section 37-514, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 94.

A BILL FOR AN ACT to amend sections 31-711.05 and 31-753, Reissue Revised Statutes of Nebraska, 1943, and section 31-752, Reissue Revised Statutes of Nebraska, 1943, as amended by section 9, Legislative Bill 22, Seventy-second Session, Nebraska State Legislature, 1961, relating to sanitary and improvement districts; to provide that special assessments of such districts not paid when due shall bear interest at seven per cent until delinquent; to provide for payment of such assessments over a period of not more than ten years; to provide that when the cost of improvements under the act of 1949 are of general benefit to the district, interest shall run only until the issuance of warrants in payment of the contract price; to require assessessment against benefited property under the act of 1949; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 188.

A BILL FOR AN ACT to amend section 39-7,118, Reissue Revised Statutes of Nebraska, 1943, and section 39-7,118.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 29, Seventy-second Session, Nebraska State Legislature, 1961, relating to rules of the road; to provide that flags and flares be required only for those vehicles required to have clearance lights; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 91.

A BILL FOR AN ACT to amend section 31-911, Reissue Revised Statutes of Nebraska, 1943, as amended by section 10, Legislative Bill 22, Seventy-second Session, Nebraska State Legislature, 1961, relating to the County Drainage Act; to provide procedures for appeals; to provide for procuring of rights-of-way by purchase, gift, or eminent domain; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 346.

A BILL FOR AN ACT to amend section 10-126, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 59, Seventy-second Session, Nebraska State Legislature, 1961, relating to bonds of indebtedness; to provide the procedure for calling and prepayment of bonds; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 87.

A BILL FOR AN ACT to amend sections 28-1024 and 28-1028, Reissue Revised Statutes of Nebraska, 1943, and section 28-1023, Revised Statutes Supplement, 1959, relating to the sale of tobacco; to provide for the filing of applications for licenses to sell tobacco with the finance department of any city and the issuance of licenses by the finance director; to provide for prescribed payments by the finance director; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mrs. Orme introduced thirty-six members of the Receptionist-Secretarial Class of the Lincoln School of Commerce.

Mr. McCosh introduced Mr. Rex Bryan and a group of Junior High School students from Gering, and Mr. Ivan Christian of Bayard.

Mr. Romans introduced Mr. Don Petersen and former Senator K. W. Petersen of Sargent.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 188 and LB 104. (Signed) Harold B. Stryker

Speaker Thompson Presiding

MOTION—Recall LB 305

Mr. Lautenschlager renewed his pending motion found in the Legislative Journal for the Forty-fourth Day to recall LB 305 to Select File for a specific amendment.

The motion lost with 4 ayes, 35 nays, and 4 not voting.

Visitors

Mr. Ruhnke introduced Messrs. William M. Banahan and Elmer Heiliger of Fairbury.

Mr. Gerhart introduced Mr. M. V. Goldsberry of Chadron.

Mr. Gerdes introduced Mr. and Mrs. Keith Kemper of Crawford.

Mr. Claussen introduced Terry Dahlkoetter, Mike Siemsglusy, and Van Poeschl of Stanton.

MOTION—Recall LB 99

Mr. President: I move that LB 99 be recalled to Final Reading. (Signed) William R. Skarda, Jr.

The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

STANDING COMMITTEE REPORTS

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 379. Indefinitely postponed.

(Signed) Peter H. Claussen, Chairman

SELECT FILE

LEGISLATIVE BILL 196. E and R amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 77. E and R amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Recall LB 308

Mr. Waldo requested unanimous consent to recall LB 308 to Select File for the following specific amendment:

1. Add the emergency clause and amend the title to conform.

There were no objections and LB 308 was recalled to Select File.

SELECT FILE

LEGISLATIVE BILL 308. The pending Waldo specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

Visitors

Mr. Burbach introduced Messrs. Otto Hansen, Wm. N. Iseman, Jr., Robert Utterback, Max N. Copper, and Wm. A. Skrivan.

GENERAL FILE

LEGISLATIVE BILL 481. Considered.

Advanced to E and R for review with 20 ayes, 9 nays, and 14 not voting.

Visitors

Mr. McCosh introduced Ed McBride, Don McCosh, Bud Johnson, Bud Ore, Charles Ruku, and LeRoy Elliott and family.

LEGISLATIVE BILL 190. Considered.

Mr. Waldo offered the following amendment which was adopted:

1. Amend the Ruhnke Amendment 1 adopted March 7, 1961, line 8 of the part identified as subsection (2) by inserting after "hour" the following:

"between the hours of sunrise and sunset, and fifty miles per hour between the hours of sunset and sunrise,".

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

LEGISLATIVE BILL 299. Considered.

Mr. Russillo offered the following amendment to his pending amendment, which was adopted with 35 ayes, 0 nays, and 8 not voting:

1. Amend the Russillo amendment, line 1, by inserting "and section 2, line 8," before the word "by".

The pending Russillo amendment found in the Legislative Journal for the Forty-fifth Day was adopted as amended.

President Burney Presiding

Mr. Bridenbaugh offered the following amendments which were adopted:

1. In section 1, strike line 7 and insert "sion, consisting of not less than three nor more than seven members, as the Legislature shall prescribe, whose term of office shall be six years, and whose compensation".

2. In section 2, strike lines 6 to 8 and insert:

"Constitutional amendment to provide that the State Railway Commission shall consist of not less than three nor more than seven members, as the Legislature shall prescribe, and that such members shall be elected from districts of substantially equal population as the Legislature shall provide.".

Advanced to E and R for review with 32 ayes, 5 nays, and 6 not voting.

UNANIMOUS CONSENT—Exchange Hearing Rooms

Mr. Munnelly requested unanimous consent for permission for the Banking, Commerce and Insurance Committee to exchange hearings rooms with the Education Committee on March 20, 1961. No objections. So ordered.

Visitors

Mr. Ruhnke introduced Messrs. Lowell H. Hummel and Harold H. Hummel of Fairbury.

Mr. Munnelly introduced Mr. Chris Jesson, Director, and Mr. Chris Sidaris, President, of the Nebraska Liquor Association, Omaha.

GENERAL FILE

LEGISLATIVE BILL 240. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

Visitors

Mr. Claussen introduced Messrs. Tom Nye, Ken Vahle, Larry Sydow, Eddie Fisher, and Mr. and Mrs. Rodney Wilbeck of Stanton.

LEGISLATIVE BILL 332. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 208. Laid over until March 15, 1961, at the request of Mr. Syas.

Visitor

Mr. Romans introduced Mr. Ed Hruby, County Engineer, of Ord.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 290. Placed on General File as amended.

Standing Committee amendments to LB 290:

1. Amend section 1 of the bill, line 9 by striking "well lighted" and inserting the following:

"(1) the clearance lights as required by the provisions of section 39-735 are fully complied with, (2) there is an amber-colored light at least four inches in diameter on the front vehicle above the line of the regular lights of said vehicle that is flashing and clearly visible to traffic approaching from any direction, and (3) there is a well lighted pilot vehicle or flagman at least three

hundred feet in advance of such vehicles to give warning of the approach of over-width equipment".

2. Amend the title to conform.

(Signed) Arnold Ruhnke, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 294. Indefinitely postponed.

(Signed) Jack Romans, Chairman

Member Excused

Mr. Gerdes was excused for Friday, March 10, 1961.

Adjournment

At 11:50 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 10, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Gerdes and Jensen who were excused.

The Journal for the Forty-seventh Day was approved.

MESSAGE FROM THE GOVERNOR

March 10, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Reference is made to Legislative Resolution 7, adopted February 10, 1961, by the terms of which the Legislature accepted for the State of Nebraska from members of his family, a bust of the late Senator George W. Norris to be permanently established in one of the niches in the corridors of the State Capitol.

In keeping with that action of the Legislature and in my capacity as Governor and head of the Executive Department, I am directing that, upon its receipt, the bust be permanently ensconced in a suitable niche in the corridors of the State Capitol where all visitors, both local and from the far corners of the world, may see and be thereby reminded of this great Nebraskan who devoted forty years of his life to distinguished service, not only to his state but to the entire nation, in the Congress of the United States.

Two weeks before his death Senator Norris, still looking to the future of this nation which he loved so well, gave this prognosis for the future: "Unselfish faith will prove to be America's greatest resource in the difficult years ahead." Therein lies a message from which all who love our country may draw inspiration and courage for all time.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Presented to the Governor

Presented to the Governor for approval on March 9, 1961, at 4:00 p.m.: LB 72 LB 79 LB 115 LB 149 LB 180 LB 192 LB 194 LB 199 LB 202 LB 219 LB 234 LB 241 LB 249 LB 257 LB 321 LB 334

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 308. Replaced on Select File as amended.

E and R amendments to LB 308:

1. Add a new section to be known as section 7, and to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

2. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 239. Replaced on Select File as amended.

E and R amendment to LB 239:

1. In line 3 of Enrollment and Review Amendment 1, adopted March 8, 1961, insert "section 1," after "by".

LEGISLATIVE BILL 77. Replaced on Select File as amended.

E and R amendment to LB 77:

1. In line 3 of Enrollment and Review Amendment 4, adopted March 6, 1961, strike "44-187" and insert "48-187".

LEGISLATIVE BILL 305. Correctly engrossed.

LEGISLATIVE BILL 491. Correctly engrossed.

LEGISLATIVE BILL 161. Correctly engrossed.

LEGISLATIVE BILL 205. Correctly engrossed.

LEGISLATIVE BILL 178. Correctly engrossed.

LEGISLATIVE BILL 372. Correctly engrossed.

LEGISLATIVE BILL 381. Correctly engrossed.

LEGISLATIVE BILL 162. Correctly engrossed.

LEGISLATIVE BILL 49. Correctly enrolled.

LEGISLATIVE BILL 87. Correctly enrolled.

LEGISLATIVE BILL 91. Correctly enrolled.

LEGISLATIVE BILL 94. Correctly enrolled.

LEGISLATIVE BILL 104. Correctly enrolled.

LEGISLATIVE BILL 143. Correctly enrolled.

LEGISLATIVE BILL 188. Correctly enrolled.

LEGISLATIVE BILL 206. Correctly enrolled.

LEGISLATIVE BILL 259. Correctly enrolled.

LEGISLATIVE BILL 346. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 49 LB 87 LB 91 LB 94 LB 104 LB 143 LB 188 LB 206 LB 259 LB 346

Visitors

Mr. Hasebroock introduced Don Schnier, Maurice Grone, and Arlan Rodick of Bancroft High School.

Mr. Webb introduced Mr. Wilbert H. Sizer of Arthur.

Mr. Staubitz introduced Jim Gallant and Donn Rojeski of Kearney.

UNANIMOUS CONSENT—Final Reading

Mr. Thompson requested unanimous consent to dispense with Final Reading today with the exception of LB 159. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 13. Re: Commemoration of 1962 as Homestead Centennial Year.

Introduced by Willard H. Waldo, 21st District.

WHEREAS, May 20, 1962 will mark the Centennial of the signing of the Homestead Act, which peopled the American West with independent, freedom-loving, industrious citizens, and

WHEREAS, it is fitting that the unsung heroes of the plain be recognized, as well as the heroes of the battlefield, during the Centennial of the Civil War, and

WHEREAS, the first homestead in the United States was taken on January 1, 1863 in Section 26, Blakeley Township, Gage County, in the sovereign State of Nebraska, and is now preserved by the United States government as the Homestead National Monument of America, and

WHEREAS, Nebraskans take pride in their rich historical heritage and in the courage and perserverance of their forebears who built a mighty state out of the wilderness.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the year 1962 shall be known as the Homestead Centennial year, and that all branches of the state government and local governments be urged to publicize, commemorate and celebrate this Centennial in a proper and fitting manner.

2. That all Nebraskans are encouraged to visit the Homestead National Monument of America, to gain a heightened understanding of the pioneer life of the homesteaders, and an insight into the incredible hardships endured in the settlement of our great state.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 159. With emergency.

A BILL FOR AN ACT relating to industrial development; to define terms; to provide for the acquisition, purchase, construction, reconstruction, improvement, betterment, and extension of industrial development by cities, villages, and counties for the prescribed uses and purposes; to authorize and regulate the issuance of mortgages and revenue bonds for financing such industrial development as prescribed; to provide for payment of such mortgages and bonds; to provide for leasing of property; to provide for payment of taxes; to provide a construction clause; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Gerdes
Jensen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Bridenbaugh introduced Mrs. Mary Park, Teacher, and nine students of District 37, Wakefield, and Mrs. Virgil Ekberg.

Mr. Romans introduced Mr. Edgar Roe of Ord.

Mr. Kjar introduced Messrs. Ronald Williams, Raymond Bellamy, Stanley McNickle, and Ronald Bellamy.

Mr. Lautenschlager introduced Messrs. Lonney Johnson, III, Roger Luebbe, and Gary Sawyers of Central City.

Reference Committee Report

LB	Committee
682	Education
681	Education

(Signed) Dwight W. Burney
Chairman

MOTION—Introduce Bill

Mr. President: I move that the Judiciary Committee be permitted to introduce a bill relating to oil and gas leases, the intent and purpose of which is as stated in the following statement of Senator Forrester: "The purpose of this bill is to afford protection to the owners of lands who have leased their farms or ranches for oil drilling purposes. It sets forth that no lease can be divided for resale purposes by the lessee unless he shall have first secured the written consent of the lessor.

Secondly; it further provides that in the event the lessee, etc., violate any of the conditions of the lease, or fails to pay any of the rentals within thirty days after same becomes due, an affidavit signed before a notary public by the lessor, stating that such rentals are due and unpaid, shall operate as a cancellation of the lease upon filing same in the recorder's office.

I have recently talked this bill over with representatives of the Wyoming Oil Company and it has their full endorsement. They feel that it is fair to both lessor and lessee and will do much to rid the country of the "fly by night" operators who are out for a quick dollar by securing leases and then cutting them up and selling them broadcast. When this is done, it is next to

impossible to clear one's title and sale of one's property is next to impossible on account of a clouded title that cannot be cleared."
(Signed) Joe T. Vosoba, Chairman, Judiciary Committee

Permission to introduce the bill granted with 36 ayes, 0 nays, and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 683. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT relating to oil and gas; to provide that all oil, gas or other mineral leases shall contain a clause that an assignment of the lease other than an assignment of the entire lease must be approved by written consent of the lessor and a clause relating to forfeiture as prescribed.

Visitors

Mr. Fleming introduced Rev. Dan Allen, First Baptist Church, Kimball.

Mr. Staubitz introduced Mrs. Beulah Johnson and Mrs. Neva Nicolarsen of Kearney.

Mr. McCosh introduced Messrs. Steve Pattison, Roger Morris, Tim Ryan, and Mike Johannes of Scottsbluff.

Mr. Burbach introduced Messrs. Kenny Liska, Dale E. Anders, and Don Redowl of Niobrara.

SELECT FILE

LEGISLATIVE BILL 179. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Mr. Stalder offered the following amendments which were adopted by unanimous consent:

1. Add the emergency clause.
2. Amend the title to conform.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 266. E and R amendment found in the Legislative Journal for the Forty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 280. E and R amendment found in the Legislative Journal for the Forty-seventh Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 397. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 396. Reading waived. Considered.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 395. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Staubitz introduced Jim Hiner, Stan Bowker and Larry Frederick of Kearney.

Mr. Nelson introduced Dennis Ickes, Fred Cronk, Ron Asher, Jon Cork, Gene Harvey, and Rod Kennedy of Page.

Mr. Bridenbaugh introduced Mr. Ted Larson of Dakota City.

Mr. Waldo introduced Mrs. Mabel Mueller and forty-nine students from the Wymore Public School, and sponsors.

Mr. Burbach introduced Jim Lund, Curt Van Fossen, Clark Addison, Dale Erwin, Gary Wiebelhaus, and Jim Dresden of Laurel.

LEGISLATIVE BILL 88. Laid over at the request of Mr. Peck.

LEGISLATIVE BILL 318. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Speaker Thompson Presiding

Visitors

Mr. Marvel introduced Frank Harsh, Dave Harsh, Pat Michael, and Greg Buttell of St. Cecilia's School, Hastings.

Mr. Erlewine introduced Mr. and Mrs. Arthur Murry and children, Glen and Carrol, of Madrid.

Mr. Forrester introduced Mr. Ray Hahn and son, Bob, of Burwell.

LEGISLATIVE BILL 385. Read and considered.

Laid over until Friday, March 17, 1961, at the request of Mr. Adamson.

Visitors

Mr. Nelson introduced Charlie Fox, Graydon Hartsock, Lawrence Sedlacek and Duane Filsinger of Spencer.

Mr. Romans introduced Mrs. Willis Thurber and Mrs. Loretta Iwanski, teachers, and ten students from the Burwell Public Schools.

Mr. Kjar introduced his son, Mr. A. W. Kjar.

Mr. McCosh introduced Mr. Lee Vohland, Mr. Ledrugham, and Mr. Davey who are Scotts Bluff County Commissioners, and Mr. Ledrugham's daughter, and Mr. William Davis, Mrs. Rex Emery, Mike Morrison, George Schlaughhour, and Nils Sulavan.

Mr. Ruhnke introduced Mr. Fred Christ of Plymouth.

Mr. Erlewine introduced Connie Vlasin, Jo Ann Burge, John Tiessen and Donna Hilferty of Madrid.

Mr. Peck introduced Mr. Wm. Lux of Columbus.

Mr. Staubitz introduced Messrs. Harry Thornton and Carl Stark of Buffalo County.

Mr. Webb introduced Mr. Jack Pollock of Ogallala.

LEGISLATIVE BILL 386. Read and considered.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

LEGISLATIVE BILL 387. Read and considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitors

Mr. Staubitz introduced twenty students from Amherst School.

LEGISLATIVE BILL 271. Reading waived. Considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Visitors

Mr. McCosh introduced Janice Rohning, Marilynn Decker and Judy Reifschneider of Gering.

LEGISLATIVE BILL 267. Laid over at the request of Mr. Adams.

LEGISLATIVE BILL 304. Read and considered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

Visitors

Mr. Marvel introduced Mr. and Mrs. Wayne B. Weber and sons, Ward, Winfield, and Wilson; and Mr. Ray Gaymon, of Hastings.

LEGISLATIVE BILL 506. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fortieth Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Bowen requested unanimous consent to hold an executive session of the Government and Military Affairs Committee at 1:00 p.m., today, in the East Senate Chamber. No objections. So ordered.

Visitors

Mr. Forrester introduced Mr. and Mrs. Gary Mathiasen of Burwell.

Mr. McCosh introduced Mr. and Mrs. David Speedlin, and five students from Gering High School.

Mr. Kjar introduced Mr. J. D. Cox of Lexington.

GENERAL FILE

LEGISLATIVE BILL 394. Read and considered.

President Burney Presiding

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. McCosh introduced eleven students from Gering High School.

LEGISLATIVE BILL 405. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fortieth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 556. Reading waived. Considered.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. Wylie introduced Messrs. John Flaherty, E. J. Rice, Paul Hofacker, Ed Bossard, Ray Wagner and Louis Robass.

Mr. McCosh introduced six students from Gering High School.

Mr. Marvel introduced the Hastings Basketball Team, Managers Jud Morehardt and Stan Kessler, and Coaches Earl Applebee, Jim Smith and Harvey Willey.

Mr. Fleming introduced Messrs. Clifford Johnson and Kenneth Johnson of Sidney.

Mr. McCosh introduced seven members of the Gering High School Basketball Team.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 648. Placed on General File as amended.

Standing Committee amendments to LB 648:

1. Amend section 1 of the bill, line 6 by inserting *"but not to exceed twenty-one years of age"* after "education", line 17 by striking the words "or" and "other" and show same as stricken matter.

2. Amend section 2 of the bill, line 6 by inserting *"but not to exceed twenty-one years of age"* after "education".

3. Amend section 3 of the bill, line 4 by inserting *"of education and welfare"* after "programs", line 5 by inserting *"of suitable age and capacity"* after "persons", and line 6 by inserting *"but not limited to"* after "include".

4. Amend section 5 of the bill, line 6 by inserting *"and who are not otherwise provided for"* after "state".

5. Amend section 7 of the bill, line 14 by inserting *"be responsible for sanitary and hygienic conditions and"* after "shall".

LEGISLATIVE BILL 649. Placed on General File as amended.

Standing Committee amendment to LB 649:

1. Amend section 1 of the bill, line 25 by inserting *"unless otherwise approved by the Commissioner of Education"* after "Nebraska".

(Signed) Jack Romans, Chairman

Enrollment and Review

LEGISLATIVE BILL 159. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 159

GENERAL FILE

LEGISLATIVE BILL 569. Read and considered.

Laid over.

Visitors

Mr. Erlewine introduced Mr. and Mrs. Richard Schack and children, Sharilyn, Judy and Richard D., Jr., and Sandy Propp.

Mr. McCosh introduced Messrs. Don Wolcott, Charles Scriner and Doyle Yarnell of Scottsbluff.

Adjournment

At 11:52 a.m., on a motion by Mr. Adamson, the Legislature adjourned until 9:30 a.m., Monday, March 13, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FORTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 13, 1961

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Forty-eighth Day was approved.

Communications

Petition with seventeen signatures opposing LB 567.

Petition from Omaha with thirty-seven signatures, supporting LB 228, LB 311, and LB 314.

Petition from the Schuyler Fire Department with thirty-five signatures, supporting LB 409.

MESSAGES FROM THE GOVERNOR

March 10, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 10, 1961, I approved LB 183, LB 145, LB 212, LB 86, LB 84, LB 182, LB 75, LB 123, LB 117, LB 89, and LB 165.

Respectfully submitted

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

March 10, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

In view of the fact that Jack Obbink has resigned as Director of Aeronautics, I respectfully request that his name be withdrawn from your consideration.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Presented to the Governor

Presented to the Governor for approval on March 10, 1961, at 2:00 p.m.: LB 159

Presented to the Governor for approval on March 10, 1961, at 4:30 p.m.: LB 49 LB 87 LB 91 LB 94 LB 104 LB 143 LB 188 LB 206 LB 259 LB 346

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 602. Indefinitely postponed.

LEGISLATIVE BILL 637. Placed on General File as amended.

Standing Committee amendments to LB 637:

1. Amend Page 3, Section 2, Line 11, by striking "*43-222*" and substitute in place thereof the following: "*43-220 and concurrent jurisdiction under sections 43-221 and 43-222,*"

2. Page 3, Section 2, Line 14, strike the word "concurrent".

3. Page 3, Section 2, Line 17, strike the period, and substitute in place thereof the following:

"*, where the care, support, custody or control of minor children under the age of eighteen years is involved. Such cases shall be filed in the district court and may with the consent of the juvenile judge be assigned for hearing and disposition to the separate juve-*

nile judge by the district court. All orders, findings and decrees entered by the separate juvenile court in said cases shall have the same force and effect as if entered by the district court."

4. Amend the title to conform.

LEGISLATIVE BILL 272. Indefinitely postponed.

(Signed) Joe T. Vosoba, Chairman

Enrollment and Review

LEGISLATIVE BILL 299. Placed on Select File as amended.

E and R amendment to LB 299:

1. In the title, strike lines 5 and 6, and insert "to provide that the State Railway Commission shall consist of not less than three nor more than seven members, as the Legislature shall prescribe, and that such members shall be elected from districts of substantially equal population as the Legislature shall provide; to provide".

LEGISLATIVE BILL 481. Placed on Select File.

LEGISLATIVE BILL 240. Placed on Select File as amended.

E and R amendment to LB 240:

1. In the title, line 6, insert "or otherwise dispose of" after slaughter.

LEGISLATIVE BILL 332. Placed on Select File.

LEGISLATIVE BILL 417. Correctly engrossed.

LEGISLATIVE BILL 273. Correctly engrossed.

LEGISLATIVE BILL 297. Correctly engrossed.

LEGISLATIVE BILL 242. Correctly engrossed.

LEGISLATIVE BILL 238. Correctly engrossed.

(Signed) William B. Brandt, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 13.

Mr. Waldo requested unanimous consent to add Joe T. Vosoba of Legislative District 23 and Arnold Ruhnke of Legislative District 22 as co-introducers of LR 13. No objections. So ordered.

LR 13 was adopted with 42 ayes, 0 nays, and 1 not voting.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Russillo requested unanimous consent for permission to be added as co-introducer of LR 12. No objections. So ordered.

Visitors

Mr. Erlewine introduced Alfreda Stute of Haigler.

Mr. Waldo introduced Mrs. Mary Lou Holz, Teacher, and seven students of District 61, DeWitt; Mrs. Ida Moore, Teacher, and thirteen students of District 167, and Mrs. Harvey Rohe, Sponsor.

Mr. Stromer introduced Jeannine Fenton, Nancy Stefanisin and Sharon Smith, University of Nebraska students.

MOTION—Recall LB 99

Mr. President: I move that LB 99 be returned to Select File for the following Specific amendment. (Signed) William R. Skarda, Jr.

1. In section 3, strike line 5 and insert "a chemical test of his blood or urine, *or of his breath if equipment for testing breath is then and there available*".

2. In the title, line 6, insert "to provide for breath tests only when equipment therefor is then and there available;" after the semicolon and before the amendment to the same line made by Enrollment and Review amendment 6, adopted February 21, 1961.

The motion prevailed with 38 ayes, 0 nays, and 5 not voting, and LB 99 was returned to Select File.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 181. With emergency.

A BILL FOR AN ACT to amend section 79-486, Revised Statutes Supplement, 1959, relating to schools; to provide that the contract price per pupil shall be the per pupil cost determined as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 29:

Adams
Adamson
Bowen
Bridenbaugh
Claussen
Craft
Erlewine
Fleming
Forrester
Gerdes
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Moulton
Nelson
Peck
Rasmussen
Romans
Ruhnke
Stalder
Staubitz
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 11:

Brandt
Diers
Marvel
McCosh
McHugh
Munnelly
Orme
Russillo
Skarda
Stromer
Syas

Not voting, 3:

Burbach
Gerhart
Klaver

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 92.

A BILL FOR AN ACT relating to crimes and punishments; to define attempted burglary; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Burbach

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 292.

A BILL FOR AN ACT to amend section 79-329, Revised Statutes Supplement, 1959, relating to the State Board of Education; to authorize the State Board of Education to rent or lease space outside the State Capitol as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Burbach
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 345.

A BILL FOR AN ACT to amend section 10-202, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of indebtedness; to change the procedure for registering of bonds of political subdivisions of the state; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adams
Burbach
Romans
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 225.

A BILL FOR AN ACT to amend section 23-1204, Reissue Revised Statutes of Nebraska, 1943, relating to county attorneys; to provide for appointment of one or more deputy county attorneys in all counties; to provide for the compensation of such deputies; and to repeal the original section and also section 23-1204.02, Revised Statutes Supplement, 1959.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams
Adamson
Brandt
Bridenbaugh
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 5:

Bowen
Erlewine
Jensen
Kjar
Ruhnke

Not voting, 3:

Burbach
Romans
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 209. With emergency.

A BILL FOR AN ACT to amend sections 81-2,166, 81-2,171, and 81-2,179, Reissue Revised Statutes of Nebraska, 1943, relating to bees; to define terms; to prescribe requirements for any beekeeper, dealer, firm, or corporation moving colonies of bees into Nebraska; to provide an inspection fee and the disbursement thereof; to increase penalties; to provide for collection of tax; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Romans

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 142. With emergency.

A BILL FOR AN ACT relating to cities of the first and second class and villages; to provide for creation of sanitary sewer extension and water extension districts; to provide for protests and the effect thereof; to provide for assessments; to provide for notice; to provide for collection of taxes and distribution thereof; to provide for bonds and the issuance, registration, sale, and redemption thereof; to provide for equalization of assessments; to provide for the issuance of sewer revenue bonds as well as general obligation sewer and water bonds; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 302. Laid over until Monday, March 20, 1961, at the request of Mr. Vosoba.

LEGISLATIVE BILL 256. With emergency.

A BILL FOR AN ACT to amend section 77-1734.01, Revised Statutes Supplement, 1959, relating to revenue and taxation; to provide for refund of taxes as a result of a clerical error on the part of taxing officials of the state or of a political subdivision of the state or of any taxpayer; to extend the time for filing a claim for refund of tax paid as a result of clerical error; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

McHugh
Romans

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 166. With emergency.

A BILL FOR AN ACT relating to revenue and taxation; to provide for refund of illegal or void penalties levied during the calendar years 1959 and 1960, as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 172.

A BILL FOR AN ACT to amend section 57-905, Reissue Revised Statutes of Nebraska, 1943, relating to the Oil and Gas Conservation Commission; to authorize the commission, with the approval of the Governor, to establish and maintain its principal office and its books, papers, and records at such place in the state as it shall determine; to prohibit purchase of principal office quarters; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Bridenbaugh was excused at 10:40 a.m., for the remainder of the day.

LEGISLATIVE BILL 324.

A BILL FOR AN ACT to amend section 33-109, Reissue Revised Statutes of Nebraska, 1943, relating to county officers; to provide for an increase in the amount of fees for filing various instruments in the office of the register of deeds or county clerk;

to provide a fee when photographic processes are used in recording instruments; to provide a fee for filing notice of lis pendens; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams
Bowen
Brandt
Burbach
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 6:

Adamson
Erlewine
Lautenschlager
Nelson
Romans
Wylie

Not voting, 3:

Bridenbaugh
Claussen
Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 364.

A BILL FOR AN ACT to amend section 84-104.01, Reissue Revised Statutes of Nebraska, 1943, relating to state departments; to provide that no business shall be transacted at any department of the State of Nebraska on the day designated as Veterans Day by the Governor, except as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams
Adamson
Bowen
Brandt
Burbach
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager

Marvel
McCosh
McHugh
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 5:

Claussen
Erlewine
Moulton
Nelson
Romans

Not voting, 2:

Bridenbaugh
Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 409. Read. Laid over at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 287.

A BILL FOR AN ACT to repeal section 33-149, Reissue Revised Statutes of Nebraska, 1943, relating to salaries.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Bridenbaugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 327.

A BILL FOR AN ACT to amend section 23-1525, Reissue Revised Statutes of Nebraska, 1943, relating to the register of deeds; to provide for an increase in fees for filing and indexing a notice and a discharge of federal tax liens; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 3:

Nelson
Romans
Wylie

Not voting, 2:

Bridenbaugh
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 229.

A BILL FOR AN ACT to amend sections 15-229, 15-230, 15-261, and 15-301, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to authorize a city of the primary class to enter property to make surveys, examinations, investigations, and tests and for other public purposes as prescribed; to provide for the payment of damages as prescribed; to eliminate obsolete matter; to harmonize provisions with other law; to require additional safety devices at railway street crossings; to provide when polls shall close in all general, primary and special elections; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Bridenbaugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Ruhnke introduced Mr. Wm. S. Sandman of Harbine and Mr. Harry Ahrends of Diller.

SELECT FILE

LEGISLATIVE BILL 99. The Skarda Specific amendments found in this Day's Journal were adopted with 31 ayes, 0 nays, and 12 not voting.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 308. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 239. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 77. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Knight introduced Rev. and Mrs. A. R. Paashaus of Firth.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 315. Placed on General File as amended.

Standing Committee amendments to LB 315:

1. Amend the bill by striking sections 1 to 3 and inserting in lieu thereof the following:

"Section 1. That at the general election in November, 1962, there shall be submitted to the electors of the State of Nebraska for approval the amendments of the Constitution of Nebraska which are set forth in section 2 of this act and which are hereby proposed by the Legislature.

Sec. 2. The amendments proposed are as follows:

(1) To amend Article IV, section 11 to read as follows:

"Sec. 11. In case of a vacancy during the recess of the Legislature, in any office which is not elective, except officers provided for in Article V of this Constitution, the Governor shall make a temporary appointment until the next meeting of the Legislature, when he shall nominate some person to fill such office; and any person so nominated, who is confirmed by the Legislature (a majority of all the Legislators elected concurring by voting yeas and nays), shall hold his office during the remainder of the term, and until his successor shall be appointed and qualified. No person after being rejected by the Legislature shall be again nominated for the same office at the same session, unless at request of the Legislature, or be appointed to the same office during the recess of the Legislature."

(2) To amend Article V, sections 4, 5, 7, 10, 15, 20 and 21 to read as follows:

"Sec. 4. The Chief Justice and the Judges of the Supreme Court shall be selected as provided in this Article V. They shall reside at the place where the court is located but no Justice or

Judge of the Supreme Court shall be deemed thereby to have lost his residence at the place from which he was selected.

Sec. 5. The Legislature shall divide the state along county lines into six compact districts of approximately equal population, which shall be numbered from one to six, consecutive numbers to be given adjacent districts and shall be the Supreme Court judicial districts. Such districts shall not be changed, except upon the concurrence of two-thirds of the members of the Legislature, nor shall any such change vacate the office of any judge.

Sec. 7. No person shall be eligible to the office of Chief Justice or Judge of the Supreme Court unless he shall be at least thirty years of age, and a citizen of the United States, and shall have resided in this state at least three years next preceding his selection; nor, in the case of a Judge of the Supreme Court selected from a Supreme Court judicial district, unless he shall be a resident and elector of the district from which selected.

Sec. 10. The state shall be divided into district court judicial districts. Until otherwise provided by law, the boundaries of the judicial districts and the number of judges of the district courts shall remain as now fixed. The judges of the district courts shall be selected from the respective districts as provided in this Article V.

Sec. 15. In the year 1964 and every four years thereafter, there shall be selected, in such manner as the Legislature shall provide, in and for each county, one or more judges as the Legislature may provide, who shall be judge of the county court of such county, whose term of office shall be four years and whose salary shall be fixed by the Legislature; *Provided*, that two or more counties may form a county court judicial district when approved by a majority of the electors of each county in the district; *and provided further*, when two or more counties form a county court judicial district, one county judge shall be selected for a term of four years from the district at the same time other county judges are selected, whose salary shall be fixed by the Legislature.

Sec. 20. All officers provided for in this Article shall hold their offices until their successors shall be qualified and they shall respectively reside in the district, county or precinct, from which they shall be selected. All officers, when not otherwise provided for in this Article, shall perform such duties and receive such compensation as may be prescribed by law.

Sec. 21. (A) In the case of any vacancy in the Supreme Court or in any district court or in such other court or courts made subject to this provision by law, such vacancy shall be filled by the Governor from a list of at least two nominees presented to him by the appropriate judicial nominating commission. If the Governor shall fail to make an appointment from the list within sixty days from the date it is presented to him, the appointment shall be made by the Chief Justice or the acting Chief Justice of the Supreme Court from the same list.

(B) In all other cases, any vacancy shall be filled as provided by law.

(C) At the next general election following the expiration of three years from the date of appointment of any judge under the provisions of Section 21 (A) of this Article and every six years thereafter as long as such judge retains office, each Justice or Judge of the Supreme Court or district court or such other court or courts as the Legislature shall provide shall have his right to remain in office subject to approval or rejection by the electorate in such manner as the Legislature shall provide; *Provided,* that every judge holding or elected to an office described in Section 21 (A) of this amendment on the effective date of this amendment whether by election or appointment, upon qualification shall be deemed to have been selected and to have once received the approval of the electorate as herein provided, and shall be required to submit his right to continue in office to the approval or rejection of the electorate at the general election next preceding the expiration of the term of office for which such judge was elected or appointed, and every six years thereafter. In the case of the Chief Justice of the Supreme Court, the electorate of the entire state shall vote on the question of approval or rejection. In the case of any Judge of the Supreme Court, other than the Chief Justice and any judge of the district court or any other court made subject to Section 21 (A) of this amendment, the electorate of the district from which such judge was selected shall vote on the question of such approval or rejection.

(D) There shall be a judicial nominating commission for the Chief Justice of the Supreme Court and one for each judicial district of the Supreme Court and of the district court and one for each area or district served by any other court made subject to Article 21 (A) by law. Each judicial nominating commission shall consist of seven members, one of whom shall be a Judge of the Supreme Court who shall be designated by the Governor and shall act as chairman. The members of the bar of the state residing in the area from which the nominees are to be selected shall designate three of their number to serve as members of said commission, and the Governor shall appoint three citizens, not admitted to practice law before the courts of the state, from among the residents of the same geographical area to serve as members of said commission. The terms of office for members of each judicial nominating commission shall be staggered and shall be fixed by the Legislature. The nominees of any such commission cannot include a member of such commission or any person who has served as a member of such commission within a period of two years immediately preceding his nomination or for such additional period as the Legislature shall provide."

Sec. 3. That the proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, Section 1 of the Constitution of Nebraska. The proposition for the submission of the proposed amendments shall be placed upon the ballot in the following form:

"Constitutional amendment to provide a merit plan for the selection and term of office of the Chief Justice and Judges of the Supreme Court, judges of the district courts and judges of such other courts as the Legislature may prescribe.

☐ For
☐ Against"

Sec. 4. That the proposed amendments as adopted shall be in force and take effect immediately upon the completion of the canvass of votes, at which time it shall be the duty of the Governor to proclaim the amendments adopted as a part of the Constitution of Nebraska.".

2. Amend the title of the bill by striking lines 2 to 14 and inserting in lieu thereof the following:

"FOR AN ACT for submission to the electors of an amendment to Article IV, section 11, and Article V, sections 4, 5, 7, 10, 15, 20 and 21 of the Constitution of Nebraska relating to the judiciary; to provide for the appointment of the Chief Justice and Judges of the Supreme Court, of the judges of the district court and of such other judges as the Legislature shall provide; to provide terms of office for the judges so appointed; to provide for the approval or rejection of such judges by the electorate; to provide for the submission of the proposed amendments to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.".

(Signed) Peter H. Claussen, Acting Chairman

Agriculture

LEGISLATIVE BILL 370. Indefinitely postponed.

LEGISLATIVE BILL 654. Placed on General File as amended.

Standing Committee amendment to LB 654:

1. Amend Section 1, line 8 by striking "ten" and inserting *"twenty"*.

(Signed) Hans O. Jensen, Chairman

Enrollment and Review

LEGISLATIVE BILL 32. Correctly re-engrossed.

(Signed) William B. Brandt, Chairman

Revenue

LEGISLATIVE BILL 193. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

NOTICE OF COMMITTEE HEARINGS

Education

LB 681	Monday, April 10, 1961	2:00 p.m.
LB 682	Monday, April 10, 1961	2:00 p.m.

Visitors

Mr. McCosh introduced ten High School Seniors attending a meeting of the Distributive Education Club.

Speaker Thompson Presiding

MOTION—Place LB 160 on General File

Mr. Vosoba renewed his pending motion, found in the Legislative Journal for the Forty-sixth Day, to place LB 160 on General File.

President Burney Presiding

Mr. Peck moved the previous question. The motion prevailed with 21 ayes, 12 nays, and 10 not voting.

Mr. Vosoba requested a Call of the House.

A Call of the House was ordered and showed 41 members present.

Mr. Romans moved that the Call be raised. The motion prevailed with 21 ayes, 16 nays, and 6 not voting.

Mr. Vosoba requested a record vote on his motion.

Voting in the affirmative, 22:

Adams
Bowen
Brandt
Burbach
Claussen
Erlewine
Forrester
Klaver
Moulton
Munnelly
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 17:

Adamson
Craft
Diers
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Russillo
Stromer

Not voting, 4:

Bridenbaugh
Fleming
Jensen
Staubitz

The Vosoba motion prevailed and LB 160 was placed on General File.

UNANIMOUS CONSENT—Lay Over LB 90

Mr. Moulton requested unanimous consent to have LB 90 laid over on General File until Wednesday, March 15, 1961. No objections. So ordered.

Members Excused

Messrs. Stryker and Moulton and Mrs. Orme were excused for Tuesday, March 14, 1961.

Adjournment

At 12:10 p.m., on a motion by Mr. Klaver, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 14, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by Mr. Jensen.

The roll was called and all members were present except Mrs. Orme, and Messrs. Moulton and Stryker, who were excused.

Corrections for the Journal

Page 728, line 23, correct the spelling of the word "ayes".

The Journal for the Forty-ninth Day was approved as corrected.

Members Excused

Messrs. Bridenbaugh, Peck and Lautenschlager were excused at 9:05 a.m. for the remainder of the day.

Mr. Skarda was excused for Friday afternoon, March 17.

Communication

Letter from Mr. Anthony P. Panebianco of Omaha opposing a State income tax, and supporting a State sales tax.

Visitors

Mr. Knight introduced Mr. Holcomb, Assistant Principal, Mrs. Shafer, Miss John, Mr. Sorensen and Mrs. Childress, Teachers, and two hundred eighty students from Millard Lefler Junior High School, Lincoln.

Mr. Gerdes introduced Mr. Shanks, President, National Student Education; Dr. Ellwood, Chairman of the Division of Education; Mr. Donald Tewell, Principal of Prep. High School; and seven members of the Association.

UNANIMOUS CONSENT—Withdraw LB 458

Mr. President: I ask for unanimous consent to withdraw LB 458 tomorrow. I have consulted with State officials who have the responsibility of supervising the natural drainage for the purpose of protecting both soil and ground water and particularly the matter of pollution of and quality of ground water for consumptive and irrigation purposes, and I find that they feel that this proposed legislation does not measure up to the needed protection in this broad field. They have indicated that in their opinion this bill cannot be amended to meet their needs and for this reason, I wish unanimous consent to withdraw this legislation. (Signed) Ernest H. Staubitz

Request pending. Laid over.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 333. Placed on General File as amended.

Standing Committee amendments to LB 333:

1. Amend page 2, section 1, line 6 by deleting the comma after the word "homes" and inserting in lieu thereof the word "and".

2. Amend page 2, section 1, line 7 by inserting a semicolon after the word "persons" and striking the words ", and other institutions which render nursing care" in lines 7 and 8.

LEGISLATIVE BILL 326. Placed on General File as amended.

Standing Committee amendments to LB 326:

1. Amend the bill by striking sections 1 to 5 and inserting in lieu thereof the following new sections to be numbered 1 to 3:

"Section 1. Any person, hospital, sanitorium, nursing or rest home or other organization may provide information, interviews, reports, statements, memoranda, or other data relating to the condition and treatment of any person to the State Board of Health, the Nebraska State Medical Association or any of its allied medical societies or any in-hospital staff committee, to be used in the course of any study for the purpose of reducing morbidity or mortality, and no liability of any kind or character for damages or other relief shall arise or be enforced against any person or organization by reason of having provided such information or material, or by reason of having released or published the findings and conclusions of such groups to advance medical research and medical education, or by reason of having released or published generally a summary of such studies.

Sec. 2. The State Board of Health, the Nebraska State Medical Association or any of its allied medical societies or any in-hospital staff committee shall use or publish said material only for the purpose of advancing medical research or medical education in the interest of reducing morbidity or mortality, except that a summary of such studies may be released by any such group for general publication. In all events the identity of any person whose condition or treatment has been studied shall be confidential and shall not be revealed under any circumstances.

Sec. 3. All information, interviews, reports, statements, memoranda, or other data furnished by reason of this act and any findings or conclusions resulting from such studies are declared to be privileged communications which may not be used or offered or received in evidence in any legal proceeding of any kind or character, and any attempt to use or offer any such information, interviews, reports, statements, memoranda or other data, findings or conclusions or any part thereof, unless waived by the interested parties, shall constitute prejudicial error resulting in a mistrial in any such proceeding.".

2. Amend the title to conform.

LEGISLATIVE BILL 329. Placed on General File.

(Signed) Sam Klaver, Chairman

Enrollment and Review

LEGISLATIVE BILL 397. Placed on Select File.

LEGISLATIVE BILL 396. Placed on Select File as amended.

E and R amendments to LB 396:

1. In section 2, line 1, strike "*take effect*" and insert "*become operative*".

2. In the title, line 8, strike "take effect" and insert "become operative".

LEGISLATIVE BILL 395. Placed on Select File.

LEGISLATIVE BILL 318. Placed on Select File as amended.

E and R amendments to LB 318:

1. In Standing Committee Amendment 1, lines 2 and 3, strike the comma.

2. In the title, line 3, strike the second comma and insert "; to make it unlawful"; and strike lines 5 and 6 and insert "ordered to do so; and to".

LEGISLATIVE BILL 386. Placed on Select File as amended.

E and R amendment to LB 386:

1. In section 1, line 2, strike "annually".

LEGISLATIVE BILL 387. Placed on Select File.

LEGISLATIVE BILL 271. Placed on Select File.

LEGISLATIVE BILL 506. Placed on Select File as amended.

E and R amendments to LB 506:

1. In Standing Committee Amendment 2, strike lines 1 to 3, and insert "2. In section 1, line 19, before the period, insert '*, and, as to such*' "; and at the end of line 5, insert "*but not more than twenty years*".

2. In the title, strike lines 4 to 8, and insert "mortgages; to change the period for stay of foreclosure of prescribed mortgages; and to".

LEGISLATIVE BILL 394. Placed on Select File as amended.

E and R amendments to LB 394:

1. In section 1, line 15, strike "*and*" and insert "and,".

2. In section 5, line 2, insert "1943," after the first comma.

LEGISLATIVE BILL 405. Placed on Select File.

LEGISLATIVE BILL 556. Placed on Select File as amended.

E and R amendments to LB 556:

1. In section 1, lines 34 and 46, strike "commercial" and show the same as stricken.

2. In the title, line 6, insert "to harmonize with previous legislation;" after the first semicolon.

LEGISLATIVE BILL 196. Replaced on Select File as amended.

E and R amendment to LB 196:

1. In section 10, line 10, insert "be" after "to".

LEGISLATIVE BILL 179. Replaced on Select File as amended.

E and R amendments to LB 179:

1. Add a new section to be known as section 3, and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 280. Replaced on Select File as amended.

E and R amendment to LB 280:

1. In line 3 of Enrollment and Review Amendment 1, adopted March 10, 1961, insert ", showing the same as stricken" after "19".

LEGISLATIVE BILL 266. Correctly engrossed.

LEGISLATIVE BILL 77. Correctly engrossed.

LEGISLATIVE BILL 92. Correctly enrolled.

LEGISLATIVE BILL 142. Correctly enrolled.

LEGISLATIVE BILL 166. Correctly enrolled.

LEGISLATIVE BILL 172. Correctly enrolled.

LEGISLATIVE BILL 181. Correctly enrolled.

LEGISLATIVE BILL 209. Correctly enrolled.

LEGISLATIVE BILL 225. Correctly enrolled.

LEGISLATIVE BILL 229. Correctly enrolled.

LEGISLATIVE BILL 256. Correctly enrolled.

LEGISLATIVE BILL 287. Correctly enrolled.

LEGISLATIVE BILL 292. Correctly enrolled.

LEGISLATIVE BILL 324. Correctly enrolled.

LEGISLATIVE BILL 327. Correctly enrolled.

LEGISLATIVE BILL 345. Correctly enrolled.

LEGISLATIVE BILL 364. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Visitor

Mr. Wylie introduced Mr. Jack Lowe of Albion.

Member Excused

Mr. Jensen was excused for a short period.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 92 LB 142 LB 166 LB 172 LB 181 LB 209 LB 225 LB 229 LB 256 LB 287 LB 292 LB 324 LB 327 LB 345 LB 364 LR 13

UNANIMOUS CONSENT—Cancel Hearing Dates

Mr. Romans requested unanimous consent for permission for the Labor and Public Welfare Committee to cancel the hearing dates on LB 337 and LB 550. No objections. So ordered.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 122. Indefinitely postponed.

LEGISLATIVE BILL 153. Placed on General File as amended.

Standing Committee amendments to LB 153:

1. Amend section 1 of the bill, line 6 by inserting "within the platted area" after "land" and by striking lines 11 to 14 and inserting the following:

"county, and (2) by either causing a written notice to be served upon the owner of such property involved; *Provided*, that the powers herein delegated shall never by exercised in the area within three miles of the corporate limits of a metropolitan city in such county or a primary city; within one mile of the corporate limits of a first-class city; or within one half mile of the corporate limits of a second-class city or village.".

2. Amend the bill by adding two new sections immediately after section 1 to be known as sections 2 and 3 and to read as follows:

"Sec. 2. The county board of such county may receive bids for constructing or repairing any or all such walks and may let contracts to the lowest responsible bidder for constructing or repairing the same.

The contractor or contractors shall be paid therefor from special assessments against the abutting property. The cost of constructing such sidewalks shall be assessed at a regular meeting of such county board by resolution, fixing the cost along abutting property as a special assessment against such property and the amount charged for the cost thereof with the vote by Yeas and Nays shall be spread upon the minutes. Notice of the time of such meeting of the county board and its purpose shall be published once in a newspaper published and of general circulation in such county at least five days before the meeting of the county board is to be held, or in place thereof, personal notice may be given such abutting property owners. Such special assessment shall be known as special sidewalk assessment and together with the cost of notice and necessary engineering services, shall be levied and collected as special taxes and shall draw interest at nine per cent per annum from the date of levy thereof until satisfied.

Sec. 3. Special sidewalk assessments may be collected in the manner usual for the collection or foreclosure of county or state taxes against real estate.".

3. Amend the title to conform.

LEGISLATIVE BILL 154. Placed on General File as amended.

Standing Committee amendments to LB 154:

1. Amend section 1 of the bill, line 9 by inserting after "made" the following:

"; *Provided,* that none of the powers herein granted shall be exercised within the boundaries of any existing sanitary and improvement district, or road improvement district; *and provided further,* that the powers delegated in this section shall never be exercised in the area within three miles of the corporate limits of a metropolitan city in such county or a primary city; within one mile of the corporate limits of a first-class city; or within one half mile of the corporate limits of a second-class city or village.".

2. Amend section 3 of the bill, line 3 by inserting after "board" the following:

"and after the passage, approval and publication of such resolution shall publish notice of the creation of such street improvement district or districts for two consecutive weeks in a legal newspaper published in and of general circulation in such county. If a majority of the resident owners of the property directly abutting on the street or streets improved shall file with the county clerk within twenty days after the first publication of said notice, written objections to the creation of such district or districts, said improvements shall not be made, as provided in said resolution, but said resolution shall be repealed.".

3. Amend the bill by adding a new section immediately after section 3 to be known as section 4 and to read as follows:

"Sec. 4. If said objections are not filed against the district in the time and manner aforesaid, the county board shall forthwith appoint a temporary board of three trustees and all further proceedings shall be in conformity with the provisions of Chapter 39, article 16, Reissue Revised Statutes of Nebraska, 1943.".

4. Amend the title to conform.

LEGISLATIVE BILL 195. Placed on General File as amended.

Standing Committee amendments to LB 195:

1. Amend section 1 of the bill, lines 8 and 9 by reinstating the stricken matter, line 8 by inserting ", *Otoe*" after reinstated word "Nemaha", line 10 by striking "Hall, Buffalo,", line 15 by striking the new matter, line 15 by striking "Otoe," and show same as stricken matter, and line 22 by reinstating the stricken matter.

2. Amend the bill by striking the names of the introducers and insert in lieu thereof, "Committee on Government and Military Affairs, Kenneth L. Bowen, 32nd. District, Chairman".

LEGISLATIVE BILL 221. Placed on General File.

LEGISLATIVE BILL 312. Indefinitely postponed.

LEGISLATIVE BILL 592. Indefinitely postponed.

LEGISLATIVE BILL 644. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

Reference Committee Report

LB	Committee
683	Banking, Commerce and Insurance

(Signed) Dwight W. Burney
Chairman

Visitors

Mr. Knight introduced Mrs. Nora Swanson, Mrs. Elmer Scheele, and Mrs. Harold Lindeen of Lincoln, and Carrie Wang, a University of Nebraska student from Formosa.

BILLS ON FINAL READING

LEGISLATIVE BILL 409. Laid over.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 83.

A BILL FOR AN ACT to amend sections 23-146 and 79-442, Reissue Revised Statutes of Nebraska, 1943, sections 15-603, 16-502, and 17-611, Revised Statutes Supplement, 1959, and section 18-301, Revised Statutes Supplement, 1959, as amended by section 3, Legislative Bill 11, Seventy-second Session, Nebraska State Legislature, 1961, relating to public contracts; to raise the limitation on the amount of contracts with the public body which they serve in which prescribed public officers may be interested; to provide that officers of cities of the primary class and of the first class may have an interest in contracts with their city as prescribed; to harmonize provisions with previous legislation; to provide what shall not be considered a contract with a school district or an interest in a contract; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 30:

Adams
Adamson
Bowen
Brandt
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Marvel
McCosh
McHugh
Munnelly
Rasmussen
Romans
Russillo
Skarda
Stalder
Stromer
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 5:

Claussen
Klaver
Nelson
Ruhnke
Vosoba

Not voting, 8:

Bridenbaugh
Jensen
Lautenschlager
Moulton
Orme
Peck
Staubitz
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 309.

A BILL FOR AN ACT to amend section 79-1501, Reissue Revised Statutes of Nebraska, 1943, relating to school retirement system; to redefine terms; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Munnelly
Nelson
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 9:

Bridenbaugh
Jensen
Lautenschlager
Moulton
Orme
Peck
Rasmussen
Staubitz
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 301. With emergency.

A BILL FOR AN ACT relating to insurance; to provide the authority of domestic life insurance companies to segregate in special accounts amounts paid and reserves held in connection with designated pension, retirement, or profit-sharing plans, or annuities; to provide for such separation; to permit, at the insurer's discretion, separate apportionment of dividends from surplus held in such separate accounts; to provide that the limitations contained in section 44-310.02, Reissue Revised Statutes of Nebraska, 1943, shall not apply to the investment of such separate accounts; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Munnelly
Nelson
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 8:

Bridenbaugh
Jensen
Lautenschlager
Moulton
Orme
Peck
Staubitz
Stryker

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 243.

A BILL FOR AN ACT to amend section 57-913, Reissue Revised Statutes of Nebraska, 1943, relating to oil and gas conservation; to provide for service of notice by certified United States mail; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Munnelly
Nelson
Rasmussen
Romans
Russillo
Skarda
Stalder
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 9:

Bridenbaugh
Jensen
Lautenschlager
Moulton
Orme
Peck
Ruhnke
Staubitz
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 244.

A BILL FOR AN ACT to amend section 57-911, Reissue Revised Statutes of Nebraska, 1943, relating to oil and gas conservation; to eliminate the provision therefrom which provides for application for an exception from an established well-spacing pattern; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Munnelly
Nelson
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 9:

Bridenbaugh
Erlewine
Jensen
Lautenschlager
Moulton
Orme
Peck
Staubitz
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 245.

A BILL FOR AN ACT relating to oil and gas; to provide for personal service upon the Secretary of State as agent of nonresident persons performing any service or work for exploration or development purposes of oil wells on real estate in Nebraska; to provide that such appointment shall not be revocable by death; to provide the manner of service; to provide for fees; to provide for records; and to provide an exception.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Munnelly
Nelson
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 7:

Bridenbaugh
Jensen
Lautenschlager
Moulton
Orme
Peck
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MESSAGE FROM THE GOVERNOR

March 13, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 13, 1961, I approved LB 37, LB 78, LB 108, LB 109, LB 121, LB 141, LB 210, LB 211, LB 252, LB 671, LB 672, and LB 82.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LB 337 (Re-set)	Wednesday, April 5, 1961	2:00 p.m.
LB 550 (Re-set)	Wednesday, March 29, 1961	2:00 p.m.

Visitor

Mr. Skarda introduced Mr. Buss Graham of Omaha.

SELECT FILE

LEGISLATIVE BILL 299. E and R amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 481. Advanced to E and R for engrossment.

LEGISLATIVE BILL 240. E and R amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 332. Advanced to E and R for engrossment.

Visitors

Mr. Hasebroock introduced Mr. A. P. White of Lyons.

Mr. Bowen introduced Mr. and Mrs. M. W. Shaw of Superior.

GENERAL FILE

LEGISLATIVE BILL 88. Read and considered.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 267. Section 1 read and considered.

Mr. Brandt offered the following amendments:

1. Strike Section 1.

2. Renumber remaining sections.

3. Amend renumbered section two by striking "sections 80-101 and" and inserting "section".

4. Amend the title to conform.

Amendments pending.

Laid over temporarily at the request of Mr. Klaver.

LEGISLATIVE BILL 569. Considered.

Standing Committee amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 267. Considered.

The pending Brandt amendments found in this Day's Journal were adopted.

Sections 2 and 3 and the title read and considered.

Mr. Klaver offered the following amendment which was adopted:

1. Amend Standing Committee amendments, line 1, by striking "Section 4:" and inserting "Section 3:".

Standing Committee amendments found in the Legislative Journal for the Fortieth Day were adopted as amended.

Speaker Thompson Presiding

Advanced to E and R for review with 26 ayes, 3 nays, and 14 not voting.

Visitors

Mr. Claussen introduced Gloria Cerny, Teacher, and seven students of District 35, Colfax County.

LEGISLATIVE BILL 568. Reading waived. Considered.

Standing Committee amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 81.

Mr. McHugh requested unanimous consent to change the position of LB 81 so that it will immediately precede LB 93. No objections. So ordered.

Mr. Marvel Presiding

LEGISLATIVE BILL 155. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-second Day were adopted.

Laid over at the request of Mr. Russillo.

Members Excused

Messrs. Waldo, Stalder, and Adamson were excused at 11:10 a.m., for the remainder of the morning.

LEGISLATIVE BILL 167. Read and considered.

Advanced to E and R for review with 25 ayes, 0 nays, and 18 not voting.

LEGISLATIVE BILL 168. Read and considered.

Laid over temporarily at the request of Mr. Ruhnke.

Member Excused

Mr. McHugh was excused at 11:20 a.m., for the remainder of the morning.

Visitors

Mr. Staubitz introduced thirty-five students from the Nebraska Boys Training School at Kearney, accompanied by Mr. Fred Thomas, Assistant Superintendent; Mr. Bill Dreyer, Principal; and Mrs. Ellen Frederick, Social Science Teacher.

LEGISLATIVE BILL 170. Read and considered.

Advanced to E and R for review with 24 ayes, 0 nays, and 19 not voting.

President Burney Presiding

Explanation of Vote

Mr. President: I voted to advance LB 170 in order to be in a position to move reconsideration. (Signed) John Adams, Sr.

LEGISLATIVE BILL 186. Laid over at the request of Mr. Vosoba.

LEGISLATIVE BILL 307. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 284. Laid over.

LEGISLATIVE BILL 285. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 168. Considered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 286. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 400. Read and considered.

Mr. Gerdes offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 1, line 3, by inserting after the word "the" the following: "State of Nebraska and the".

Standing Committee amendments found in the Legislative Journal for the Forty-third Day were adopted as amended.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

Explanation of Vote

Mr. President: Had I been present Monday, March 13, I would have voted "Aye" on LB 181, LB 92, LB 292, LB 345, and LB 225.
(Signed) J. W. Burbach

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 317. Indefinitely postponed.

LEGISLATIVE BILL 514. Placed on General File.

(Signed) George Syas, Chairman

Adjournment

At 12:00 o'clock noon, on a motion by Mr. Romans, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 15, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Munnelly who was excused until 10:00 a.m.

Corrections for the Journal

Page 747, line 23, delete "word" and insert "words".

Page 747, line 30, delete the word "shall" and insert "may".

The Journal for the Fiftieth Day was approved as corrected.

Communication

Letter from Mrs. Martin, Minden, favoring LB 421.

Invitation

Invitation to members and their wives to the Annual Convention of the Nebraska New Car Dealers Association, on Friday, March 24, at the Sheraton-Fontenelle Hotel, Omaha. Business session at 9:30 a.m., and Twilight Dance and Party from 5:00 to 8:00 p.m.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

LB 677	Friday, March 24, 1961	2:00 p.m.
LB 678	Friday, March 24, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on March 14, 1961, at 3:00 p.m.: LB 92 LB 142 LB 166 LB 172 LB 181 LB 209

LB 225 LB 229 LB 256 LB 287 LB 292 LB 324 LB 327
LB 345 LB 364

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 304. Placed on Select File as amended.

E and R amendments to LB 304:

1. In section 4, line 18, strike "*1943 Statute Commission*" and insert "*State Librarian*"; and in line 19, strike "*Law Librarian*" and insert "*librarian of the College of Law*".

2. For correlation purposes, after the second comma in section 1, line 2, insert "as amended by section 1, Legislative Bill 252, Seventy-second Session, Nebraska State Legislature, 1961,"; at the end of line 9, insert "to the Nebraska Workmen's Compensation Court, two copies;"; in line 13, strike "Two" and insert "One"; in line 13, strike "sets" and insert "set"; in line 14, strike "two volumes" and insert "one volume"; in line 15, strike "the Nebraska Workmen's Compensation Court" and insert "each judge of a separate juvenile court".

3. For correlation purposes, after the second comma in section 3, line 2, insert "as amended by section 2, Legislative Bill 35, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 15, strike "Nebraska" and insert "State"; and remove underscoring in lines 27 and 28, lines 30 to 38, and lines 49 and 50.

4. For correlation purposes, in section 6, line 1, strike "49-617,"; in line 2, after "1943" insert ", section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 35, Seventy-second Session, Nebraska State Legislature, 1961,"; and after the second comma in line 3, insert "as amended by section 1, Legislative Bill 252, Seventy-second Session, Nebraska State Legislature, 1961,".

5. For correlation purposes, in the title, line 2, strike "49-617,"; in line 4, after the first comma, insert "section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 35, Seventy-second Session, Nebraska State Legislature, 1961,"; after the second comma in line 5, insert "as amended by section 1, Legislative Bill 252, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 99. Correctly re-engrossed.

LEGISLATIVE BILL 308. Correctly engrossed.

LEGISLATIVE BILL 239. Correctly engrossed.

LEGISLATIVE BILL 83. Correctly enrolled.

LEGISLATIVE BILL 243. Correctly enrolled.

LEGISLATIVE BILL 244. Correctly enrolled.

LEGISLATIVE BILL 245. Correctly enrolled.

LEGISLATIVE BILL 301. Correctly enrolled.

LEGISLATIVE BILL 309. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 83 LB 243 LB 244 LB 245 LB 301 LB 309

UNANIMOUS CONSENT—Withdraw LB 458

Mr. Staubitz renewed his pending request, found in the Legislative Journal for the Fiftieth Day, to withdraw LB 458. There were no objections and the bill was withdrawn.

UNANIMOUS CONSENT—Withdraw LB 216

Mr. Craft requested unanimous consent to withdraw LB 216. Request pending. Laid over.

BILLS ON FINAL READING

LEGISLATIVE BILL 409.

Mr. Lautenschlager moved that LB 409 be returned to Select File for the following specific amendments:

1. Amend section 1 of the bill, line 3 by inserting "*volunteer*" before "members".

2. Amend section 2 of the bill, line 20 by inserting "*volunteer*" before "hook".

Amendments pending.

The motion prevailed with 36 ayes, 0 nays, and 7 not voting, and LB 409 was returned to Select File.

LEGISLATIVE BILL 148.

Mr. Ruhnke moved that LB 148 be returned to Select File for the following specific amendments:

1. In section 1, strike lines 8 to 27 and insert: "all such debts and obligations created simultaneously with the execution of the mortgage shall have priority over the rights of all persons from the time of the filing for record of the mortgage, and any future advances shall have priority over the rights of all persons from the time of filing for record of a verified notice of such advance.".

2. In the title, strike lines 2 to 5 and insert: "FOR AN ACT relating to real estate; to provide for open-end mortgages; and to provide for priority of liens".

Amendments pending.

Motion pending.

Laid over at the request of Mr. Vosoba.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 305.

A BILL FOR AN ACT to amend sections 79-513 and 79-805, Reissue Revised Statutes of Nebraska, 1943, relating to Class II and III school districts; to provide for publication of claims and other proceedings of meetings of Class II and III school districts as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Adams
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Marvel
McHugh
Moulton
Peck
Rasmussen
Romans
Russillo
Skarda
Staubitz
Stryker
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 11:

Adamson
Bowen
Diers
Jensen
Lautenschlager
McCosh
Nelson
Orme
Ruhnke
Stalder
Stromer

Not voting, 3:

Munnelly
Syas
Webb

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 491.

A BILL FOR AN ACT to ratify an amendment to the Constitution of the United States authorizing the District of Columbia to appoint such number of electors of President and Vice President as prescribed; and to provide for forwarding of certified copies as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Romans

Not voting, 2:

Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 161.

A BILL FOR AN ACT to amend sections 48-627 and 48-628, Reissue Revised Statutes of Nebraska, 1943, relating to Employment Security Law; to provide that receipt of certain disability payments by a veteran shall not cause him to be ineligible for benefits; to change the provisions for disqualifications for benefits; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 205. With emergency.

A BILL FOR AN ACT to amend section 54-601, Reissue Revised Statutes of Nebraska, 1943, relating to dogs; to provide for liability of owner of dogs for killing, wounding, worrying, or chasing any person; to provide for control of dogs in counties having a population of one hundred fifty thousand or more inhabitants; to provide for enforcement of this act; to provide for hearings; to provide penalties; to provide for observation and isolation of dogs as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Lautenschlager
Marvel
McCosh

McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 1:

Knight

Not voting, 3:

Jensen
Munnelly
Webb

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 178.

A BILL FOR AN ACT relating to road improvement districts; to authorize such districts to contract for the installment, maintenance, and operation of road lighting systems, as prescribed; and to provide for special assessments.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adamson
Munnelly
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 372. With emergency.

A BILL FOR AN ACT relating to bonds; to authorize any sanitary and improvement district, any road improvement district and any fire protection district in the State of Nebraska which is liable on bonds heretofore or hereafter issued, or any city or village which has assumed such bonds, to issue refunding bonds to be substituted for or sold and the proceeds used to redeem said bonds; to provide a procedure for the issuance of such bonds; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Adamson
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 381. With emergency.

A BILL FOR AN ACT to amend section 68-404, Reissue Revised Statutes of Nebraska, 1943, relating to blind assistance; to increase the amount of earned income which shall be disregarded when determining the need for blind assistance after July 1, 1961; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Nelson

Not voting, 2:

Moulton
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 162. With emergency.

A BILL FOR AN ACT to amend sections 16-404 and 16-503, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide that, in prescribed situations, the mayor of a city of the first class shall have the right to vote when his vote shall be decisive; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Moulton

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 397. Advanced to E and R for engrossment.

LEGISLATIVE BILL 409. The pending Lautenschlager specific amendments found in this Day's Journal were adopted with 34 ayes, 0 nays, and 9 not voting.

Laid over at the request of Mr. Stryker.

Visitors

Mr. Skarda introduced Mr. and Mrs. A. D. Majors of Omaha.

LEGISLATIVE BILL 396. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 395. Advanced to E and R for engrossment.

LEGISLATIVE BILL 318. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 386. E and R amendment found in the Legislative Journal for the Fiftieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 387. Advanced to E and R for engrossment.

LEGISLATIVE BILL 271. Advanced to E and R for engrossment.

LEGISLATIVE BILL 506. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 394. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 405. Advanced to E and R for engrossment.

LEGISLATIVE BILL 556. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 196. E and R amendment found in the Legislative Journal for the Fiftieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 179. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 280. E and R amendment found in the Legislative Journal for the Fiftieth Day was adopted.

Advanced to E and R for engrossment.

Speaker Thompson Presiding

MESSAGE FROM THE GOVERNOR

March 15, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 14, 1961, I approved LB 159, and on March 15, 1961, I approved LB 202, LB 199, LB 72, LB 79, LB 334, LB 321, LB 249, LB 257, LB 241, LB 234, LB 219, LB 194, LB 192, LB 180, LB 149, and LB 115.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Explanation of Vote

Mr. President: If I had been present, I would have voted "Aye" on LB 148, LB 305, LB 491, LB 161, LB 205, LB 178, LB 372, and LB 381. (Signed) John P. Munnelly

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 402	Wednesday, March 22, 1961	2:00 p.m.
LB 407	Wednesday, March 22, 1961	2:00 p.m.
LB 408	Wednesday, March 22, 1961	2:00 p.m.
LB 463	Wednesday, March 22, 1961	2:00 p.m.
LB 355	Thursday, March 23, 1961	2:00 p.m.
LB 357	Thursday, March 23, 1961	2:00 p.m.
LB 493	Thursday, March 23, 1961	2:00 p.m.

MOTION—Place LB 314 on General File

Mr. Moulton renewed his pending motion found in the Legislative Journal for the Forty-seventh Day to place LB 314 on General File.

The motion lost with 11 ayes, 25 nays, and 7 not voting.

Visitors

Mr. Ruhnke introduced his son, Robert Ruhnke, Beatrice, and Wilbert Frey, Fairbury.

Mr. Hasebroock introduced Mr. J. P. Coughlin of West Point.

Mr. Knight introduced Mr. and Mrs. Roscoe Hill of Lincoln.

GENERAL FILE

LEGISLATIVE BILL 208. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

President Burney Presiding

Visitor

Mr. Adamson introduced Sheriff Wendell Hills of Rushville.

Mr. Fleming offered the following amendment to LB 208:

1. Amend Section 1, line 8, by striking "*thirty-five*" and inserting "*twenty-five*".

Amendment pending.

Mr. Vosoba offered the following amendment:

1. Amend the Fleming amendment to LB 208 by striking "*twenty-five*" and substituting in place thereof "*thirty*".

Amendment pending.

Mr. Erlewine moved to hold LB 208 until it is known whether there will be a Sales and/or Income tax.

Mr. Russillo moved the previous question. The motion prevailed with 36 ayes, 6 nays, and 1 not voting.

The Erlewine motion lost with 14 ayes, 28 nays, and 1 not voting.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Sam Klaver

The motion prevailed with 23 ayes, 19 nays, and 1 not voting, and at 11:57 a.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 16, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

Corrections for the Journal

Page 764, line 36, delete the semicolon after "Session" and insert a comma.

The Journal for the Fifty-first Day was approved as corrected.

UNANIMOUS CONSENT—Hearing Room

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to use the West Chamber for their public hearing today. No objections. So ordered.

Visitors

Mr. McCosh introduced Mr. Harold Reeves and Mr. Mihane of Scottsbluff.

Mr. Gerdes introduced Mrs. Owens of Alliance.

Members Excused

Messrs. Forrester, Lautenschlager, and McCosh were excused for Friday, March 17, 1961.

Explanations of Vote

Mr. President: If I had not been away on state business Tuesday, March 14, I would have voted "Aye" on LB 83, LB 309, LB 301, LB 243, LB 244, and LB 245. (Signed) Fern Hubbard Orme

Mr. President: Had I not been excused for a special Budget Committee assignment Tuesday, March 14, I would have voted

"Aye" on LB 83, LB 309, LB 301, LB 243, LB 244, and LB 245.
(Signed) Marvin Lautenschlager

Communication

Letter from Mrs. E. Dorothy Nelson, Mead, opposing a sales tax.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 441	Tuesday, March 21, 1961	2:00 p.m.
LB 589	Tuesday, March 21, 1961	2:00 p.m.
LB 533	Monday, March 27, 1961	2:00 p.m.
LB 536	Monday, March 27, 1961	2:00 p.m.
LB 620	Monday, March 27, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on March 15, 1961, at 4:00 p.m.: LB 83 LB 243 LB 244 LB 245 LB 301 LB 309

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 590. Placed on General File as amended.

Standing Committee amendment to LB 590:

1. Amend section 1 of the bill, line 100 by striking "one hundred seventy-five" and inserting in lieu thereof "*two hundred*".

LEGISLATIVE BILL 608. Placed on General File as amended.

Standing Committee amendments to LB 608:

1. Amend section 1, line 9 by striking "ten" and inserting "~~ten~~ *twenty-five*".

2. Amend section 6 of the bill, line 11 by inserting "*or a public accountant registered pursuant to the laws of Nebraska*" after "accountant".

3. Amend section 8 of the bill, line 43 by inserting a new comma after "8-331" and reinstating "8-403".

4. Amend the title to conform.

(Signed) Edwin T. McHugh, Vice Chairman

Enrollment and Review

LEGISLATIVE BILL 88. Placed on Select File as amended.

E and R amendment to LB 88:

1. In section 1, line 17, strike "*; that the*" and insert "*. The*".

LEGISLATIVE BILL 569. Placed on Select File as amended.

E and R amendments to LB 569:

1. In section 1, line 14, strike "*total*"; strike the comma at the end of line 15; and in line 16, strike "*identified as section 44-310.02*".

2. In the title, strike lines 11 to 15, and insert "utes of Nebraska, 1943, which amount shall be in addition to the amount otherwise authorized to be invested in preferred stocks; and to".

LEGISLATIVE BILL 267. Placed on Select File as amended.

E and R amendments to LB 267:

1. In renumbered section 1, line 1, strike "Sec." and insert "Section".

2. In renumbered section 2, line 2, strike "are" and insert "is".

3. Add a new section to be known as section 3, and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 2, strike "sections 80-101 and" and insert "section"; in line 7, strike "and"; and also in line 7, strike "sections" and insert "section; and to declare an emergency".

LEGISLATIVE BILL 568. Placed on Select File as amended.

E and R amendments to LB 568:

1. In section 1, line 126, strike "paragraphs" and insert "~~paragraphs~~ *subdivisions*"; in line 190, strike "and" and show the same as stricken; at the end of line 231, insert "*and*"; and in lines 256 and 258, strike "*subsection*" and insert "*subdivision*".

2. In the title, line 5, insert "to liberalize provisions respecting dormitory bonds;" after the semicolon; and in line 12, insert "and change earnings requirements for such acquisition" before the semicolon.

LEGISLATIVE BILL 167. Placed on Select File.

LEGISLATIVE BILL 170. Placed on Select File as amended.

E and R amendment to LB 170:

1. In section 1, line 5, strike "or" and insert "or".

LEGISLATIVE BILL 307. Placed on Select File as amended.

E and R amendments to LB 307:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 4, strike "exception"; strike line 5, and insert "prohibition against closing portions of parks as prescribed;"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 285. Placed on Select File.

LEGISLATIVE BILL 168. Placed on Select File as amended.

E and R amendment to LB 168:

1. In the title, after the second comma, in line 3, insert "relating to the Military Department;".

LEGISLATIVE BILL 286. Placed on Select File.

LEGISLATIVE BILL 400. Placed on Select File as amended.

E and R amendments to LB 400:

1. In section 1, line 4, insert "across" after the second comma.

2. In section 1, line 5, section 2, line 10, and Standing Committee Amendment 1, line 2, strike "Chadron State Teachers College" and insert "Nebraska State Teachers College at Chadron".

3. In the title, lines 5 and 6, strike "Chadron State Teachers College" and insert "Nebraska State Teachers College at Chadron".

LEGISLATIVE BILL 299. Correctly engrossed.

LEGISLATIVE BILL 481. Correctly engrossed.

LEGISLATIVE BILL 240.	Correctly engrossed.
LEGISLATIVE BILL 332.	Correctly engrossed.
LEGISLATIVE BILL 161.	Correctly enrolled.
LEGISLATIVE BILL 162.	Correctly enrolled.
LEGISLATIVE BILL 178.	Correctly enrolled.
LEGISLATIVE BILL 205.	Correctly enrolled.
LEGISLATIVE BILL 305.	Correctly enrolled.
LEGISLATIVE BILL 372.	Correctly enrolled.
LEGISLATIVE BILL 381.	Correctly enrolled.
LEGISLATIVE BILL 491.	Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 161 LB 162 LB 178 LB 205 LB 305 LB 372 LB 381 LB 491

UNANIMOUS CONSENT—Withdraw LB 216

Mr. Craft renewed his pending request found in the Legislative Journal for the Fifty-first Day to withdraw LB 216. There were no objections and the bill was withdrawn.

BILLS ON FINAL READING

LEGISLATIVE BILL 148. Laid over temporarily at the request of Mr. Lautenschlager.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 417.

A BILL FOR AN ACT relating to cities and villages, all; to authorize any city or village to issue and sell multiple purpose bonds as prescribed; to provide for the form, term, and condition of such bonds; to provide for use of the proceeds and for repayment thereof; and to provide for construction of this act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 273. With emergency.

A BILL FOR AN ACT to amend sections 31-823 and 31-830, Reissue Revised Statutes of Nebraska, 1943, relating to watershed districts; to increase the authority of the board of directors of watershed districts, as prescribed; to provide for a change of name of such districts and the procedure therefor; to provide when an election shall be held only within the territory proposed to be added to such districts; to provide when the board of directors shall be increased; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 297.

A BILL FOR AN ACT relating to drainage; to provide that any sanitary district organized and existing under and by virtue of the provisions of Chapter 31, article 5, Reissue Revised Statutes of Nebraska, 1943, may, under the circumstances provided in this act, contract with any watershed district organized and existing in whole or in part within the boundaries of said sanitary district for the transfer of all of its functions in respect to drainage together with all of its property used or useful for that purpose to such watershed district upon such terms and conditions as may be agreed upon between such watershed district and such sanitary district and in such event to further provide for dissolution of such sanitary district by resolution of its board of trustees.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 242.

A BILL FOR AN ACT to amend section 57-221, Reissue Revised Statutes of Nebraska, 1943, relating to oil and gas; to provide that governing boards are authorized to enter into agreements for the purpose of unit or cooperative exploration, development, and operation of acreage as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 238.

A BILL FOR AN ACT to amend section 54-147, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Brand Committee; to increase the cattle inspection fee; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes

Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 3:

Burbach
Moulton
Romans

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 32.

A BILL FOR AN ACT to amend sections 46-210, 46-251, 46-568, 46-604, 46-617, and 46-626, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to clarify the provisions thereof; to reconcile inconsistencies in the provisions thereof; to correct internal references; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 148.

Mr. Ruhnke renewed his pending motion found in the Legislative Journal for the Fifty-first Day to return LB 148 to Select File for a specific amendment.

The motion lost with 5 ayes, 30 nays, and 8 not voting.

Mr. Ruhnke moved that LB 148 be laid over on Final Reading until an opinion can be obtained from the Attorney General. The motion lost with 14 ayes, 24 nays, and 5 not voting.

Mr. Lautenschlager moved that a statement of intent be placed in the record before the vote on LB 148. The motion lost with 16 ayes, 22 nays, and 5 not voting.

A BILL FOR AN ACT relating to real estate; to define what interest in real estate may be mortgaged; to provide what debts may be secured by real estate mortgages; and to provide for liens.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Brandt requested a Call of the House.

A Call of the House was ordered and showed 43 members present.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed with 43 ayes, 0 nays, and 0 not voting.

Voting in the affirmative, 22:

Brandt
Bridenbaugh
Gerhart
Jensen
Kjar
Klaver
Knight
McCosh
McHugh
Munnelly
Orme
Peck
Romans
Russillo
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 21:

Adams
Adamson
Bowen
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Hasebroock
Lautenschlager
Marvel
Moulton
Nelson
Rasmussen
Ruhnke
Skarda
Stalder
Thompson

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 409. Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 304. E and R amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Forrester introduced Messrs. Wesley M. Walter and Charles Snyder of Oconto.

Mr. Russillo introduced Mr. Bruce, Headmaster, Mrs. Joyce Robbins, Mrs. Margaret Earl, Teachers, and fifteen high school students of Brownell Hall, Omaha.

Mrs. Orme introduced Mrs. Rischling, Teacher, and thirty-three fifth grade students of Holmes School, Lincoln.

UNANIMOUS CONSENTS—Withdraw Hearings

Mr. Vosoba requested unanimous consent to withdraw the hearing on LB 463 which was set by the Judiciary Committee for March 22. No objections. So ordered.

Mr. Burbach requested unanimous consent to withdraw the hearing on LB 655 which was set by the Revenue Committee for April 14, and re-set the hearing on March 30. No objections. So ordered.

Explanation of Vote

Mr. President: If I had been present, I would have voted "Aye" on LB 273, LB 297, LB 243, LB 238 and LB 32. (Signed) Hans O. Jensen

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 464. Placed on General File.

LEGISLATIVE BILL 278. Indefinitely postponed.

(Signed) George Syas, Chairman

Agriculture

LEGISLATIVE BILL 498. Placed on General File.

(Signed) Hans O. Jensen, Chairman

Speaker Thompson Presiding

Visitors

Mr. Ruhnke introduced Messrs. Carl Schoenrock, Norris Schoenrock and Richard Schoenrock of Fairbury.

Mr. Claussen introduced Mr. L. M. Schultz of Schuyler.

Mr. Bowen introduced Dr. Virginia Kirkbride, Dean of Women, George Washington University.

Mr. Jensen introduced Mrs. Carl Hansen.

Mr. Wylie introduced Messrs. Duane Pont and Frank Jasa of St. Edward; Arnold Norskov, Harold Babcock and Mandy Rasmussen of Albion.

Mr. Erlewine introduced Mrs. Bill McNair and Mr. Herbert Hughes of Imperial; and Sylvia Ziegler of Wauneta.

Mr. Moulton introduced Mr. and Mrs. H. W. Kaufmann of Omaha.

Mr. Lautenschlager introduced his wife and son, Kenny; Mr. and Mrs. William Lautenschlager; Mr. and Mrs. Robert Chipps, Pam and Mike; and six members of the West Town Pals 4-H Club.

Mr. Jensen introduced Messrs. Allen McKelvie, Melvin Salman, Russell Brown and Glenn Rade.

Member Excused

Mr. McHugh was excused at 11:30 a.m. for the remainder of the morning.

GENERAL FILE

LEGISLATIVE BILL 208. Considered.

Mr. Russillo moved the previous question. The motion prevailed with 30 ayes, 4 nays, and 9 not voting.

President Burney Presiding

The pending Vosoba amendment to the pending Fleming amendment, found in the Legislative Journal for the Fifty-first Day, was adopted with 25 ayes, 16 nays, and 2 not voting.

The pending Fleming amendment was adopted as amended with 28 ayes, 13 nays, and 2 not voting.

Mr. Webb moved that LB 208 be indefinitely postponed.

Mr. Waldo requested unanimous consent to bracket LB 208 on General File.

Mr. Russillo objected.

Mr. Waldo moved that LB 208 be bracketed on General File. The motion lost with 12 ayes, 26 nays, and 5 not voting.

Mr. Russillo moved the previous question. The motion prevailed with 36 ayes, 3 nays, and 4 not voting.

The Webb motion lost with 8 ayes, 32 nays, and 3 not voting.

Advanced to E and R for review with 29 ayes, 11 nays, and 3 not voting.

Members Excused

Messrs. Munnelly and Knight were excused for Friday, March 17, 1961.

UNANIMOUS CONSENT—Lay Over LB 90

Mr. Munnelly requested unanimous consent to lay over LB 90 on General File until Monday, March 20, 1961. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 655	Thursday, March 30, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 281. Placed on General File.

LEGISLATIVE BILL 356. Placed on General File as amended.

Standing Committee amendments to LB 356:

1. Amend section 1 of the bill, line 22 by striking "over ten years old" and insert "~~over years old~~", line 24 by inserting "*and all tax cash books, distribution records of road districts, distribution records of school districts, road district receipt books, school district receipt books, road district ledgers, school district ledgers, special tax journals, special tax ledgers, register of school land receipts, check and deposit register, voucher records, warrant books, and motor vehicle tax lists over ten years old, and duplicate tax receipts over fifty years old.*" after "items", and line 26 by inserting "*certificates and motor vehicle tax*" after "registration".

2. Amend the title to conform.

(Signed) Joe T. Vosoba, Chairman

Adjournment

At 12:11 p.m., on a motion by Mr. Russillo, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 17, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by Mr. Ruhnke.

The roll was called and all members were present except Messrs. Knight, Lautenschlager, McCosh, Munnelly, and Skarda who were excused.

The Journal for the Fifty-second Day was approved.

MESSAGE FROM THE GOVERNOR

March 16, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 16, 1961, I approved LB 206, LB 49, LB 87, LB 91, LB 94, LB 104, LB 143, LB 188, LB 346, and LB 259.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Communications

Memo to all Department Heads from R. C. Newell notifying all personnel that there will be no parking in the lot east of the State House, Saturday, March 18.

Petition bearing fifty-five signatures favoring LB 251 forwarded by Norman Rockwell, Wayne.

Presented to the Governor

Presented to the Governor for approval on March 16, 1961, at 4:00 p.m.: LB 161 LB 162 LB 178 LB 205 LB 305 LB 372 LB 381 LB 491

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 442. Placed on General File.

LEGISLATIVE BILL 479. Placed on General File.

LEGISLATIVE BILL 129. Placed on General File as amended.

Standing Committee amendments to LB 129:

1. Immediately after section 1, insert a new section to be known as section 2 and to read as follows:

"Sec. 2. The powers granted by section 1 of this act shall be exercised in the manner and be subject to all the terms, conditions, and limitations provided in sections 17-163 to 17-173, Revised Statutes Supplement, 1959."

2. Renumber original section 2 as section 3.

LEGISLATIVE BILL 303. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Education

LEGISLATIVE BILL 399. Indefinitely postponed.

(Signed) George Syas, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 477. Placed on General File.

LEGISLATIVE BILL 323. Placed on General File.

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 32. Correctly enrolled.

LEGISLATIVE BILL 148. Correctly enrolled.

LEGISLATIVE BILL 238. Correctly enrolled.

LEGISLATIVE BILL 242. Correctly enrolled.

LEGISLATIVE BILL 273. Correctly enrolled.

LEGISLATIVE BILL 297. Correctly enrolled.

LEGISLATIVE BILL 417. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 32 LB 148 LB 238 LB 242 LB 273 LB 297 LB 417

MOTION—Recommit LB 385

Mr. President: I move that LB 385 be recommitted to the Judiciary Committee for further hearing. (Signed) Joe T. Vosoba

The motion prevailed with 34 ayes, 0 nays, and 9 not voting.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Education be permitted to introduce a bill, the purpose and intent of which is stated by Senator Brandt as follows:

The purpose of this bill is to clarify the law concerning Class I districts that desire and vote to carry on their elections and business in the same manner as a Class II district.

Present law is clear as to the election to operate but it is silent as to the continuance of such operation.

Some questions that remain unanswered are as follows:

1. What is the legality of such operation when the annual school census falls below 150?

2. What is the legality of continuing operation as a Class II district without having an election of the voters as prescribed by law each year?

3. What is the validity of the election of school board members if either 1 or 2 is questioned?

4. If the Board members are not validly elected, what is their liability for public funds expended?

At present there are very few districts that operate under this law. With continued disapproval of Class II districts, more and more will choose to avail themselves of this provision.

Many school laws are not important until their validity is questioned. After it is questioned, it is too late to protect board members. As Class I districts that choose to operate under this section are usually districts involving large budgets, school services and multiple teachers, it becomes very important that there is no question as to the validity of their operation.

This bill will clarify all of the questions raised above as well as many others.

(Signed) George Syas, Chairman

Permission to introduce the bill granted with 35 ayes, 0 nays, and 8 not voting.

Visitors

Mr. Forrester introduced Attorney Allan Black, Judge Matteson of Custer County, and Messrs. Carlas Schaffer and Miles Lee.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 684. By Committee on Education, George Syas, 4th District, Chairman.

A BILL FOR AN ACT to amend section 79-601.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that if at an annual or special meeting of a Class I school district having a school census of more than one hundred fifty persons at which fifty-five per cent of the persons in attendance and voting, approve a six-member board, then such district shall continue to have a six-member board until fifty-five per cent of the persons in attendance and voting at an annual or special meeting vote to change to a three-member board; and to repeal the original section.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 266. With emergency.

A BILL FOR AN ACT to amend sections 79-446.01 and 79-446.02, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to harmonize and clarify the provisions thereof; to change the tuition to be paid for pupils living on tax-exempt air fields owned by the state or a city; to provide an operative date; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Forrester
Knight
Lautenschlager
McCosh
Munnelly
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 77.

A BILL FOR AN ACT to amend section 33-106, Reissue Revised Statutes of Nebraska, 1943, and section 48-187, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 34, Seventy-second Session, Nebraska State Legislature, 1961, relating to fees; to provide for fees in the office of the clerk of the district court in civil cases under the Workmen's Compensation Law and Employment Security Law; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft

Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Forrester
Knight
Lautenschlager
McCosh
Munnelly
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 88. E and R amendment found in the Legislative Journal for the Fifty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 569. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 267. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 568. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 167. Advanced to E and R for engrossment.

LEGISLATIVE BILL 170. E and R amendment found in the Legislative Journal for the Fifty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 307. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 285. Advanced to E and R for engrossment.

LEGISLATIVE BILL 168. E and R amendment found in the Legislative Journal for the Fifty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 286. Advanced to E and R for engrossment.

LEGISLATIVE BILL 400. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 155. Considered.

Mr. Russillo offered the following amendment which was adopted:

1. Add Section 5 to read as follows:

The provisions of Sections 1, 2, and 3 above shall not apply in any county unless the County Board of such county shall have first adopted comprehensive zoning regulations covering the county in accordance with the provisions of Section 23-114, Reissue Revised Statutes of Nebraska, 1943, as amended, nor until the County Board of such county has duly adopted comprehensive and uniform platting and subdivision regulations governing the alignment of streets, maximum grade of streets and minimum area of lots.

Advanced to E and R for review with 29 ayes, 1 nay, and 13 not voting.

LEGISLATIVE BILL 186. Laid over at the request of Mr. Stryker.

LEGISLATIVE BILL 284. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Jensen introduced Superintendent and Mrs. Thane Weeks; President of the School Board, Mr. Earl Hoppens and Mrs. Hoppens; and twenty-one students of the Senior Class, Fairfield High School.

LEGISLATIVE BILL 418. Read and considered.

Advanced to E and R for review with 21 ayes, 10 nays, and 12 not voting.

LEGISLATIVE BILL 434. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Mr. Vosoba Presiding

LEGISLATIVE BILL 81. Read and considered.

Advanced to E and R for review with 33 ayes, 1 nay, and 9 not voting.

Visitors

Mr. Diers introduced Mrs. Alan Beecher, President, and eleven members of the Cordova Homemakers Club.

Mr. Kjar introduced Mrs. Amelia Wells of Cozad.

Mr. Hasebroock introduced his wife and two granddaughters, Linda and Julie Hasebroock.

LEGISLATIVE BILL 93.

Mr. McHugh moved that the rules be suspended and LB 93 be withdrawn.

Mr. Bridenbaugh requested a Call of the House.

A Call of the House was ordered and showed 33 members present.

Mr. Ruhnke moved that the Call be raised. The motion prevailed with 31 ayes, 4 nays, and 8 not voting.

The McHugh motion lost with 26 ayes, 9 nays, and 8 not voting.

Mr. Nelson moved that LB 93 be indefinitely postponed.

The motion prevailed with 22 ayes, 13 nays, and 8 not voting.

Visitors

Mr. Adamson introduced Messrs. Merle Watts, Ray Ballard, Harold Jordan, J. C. Coupland, E. C. Pestel, Howard Miller, and Harry Babcock.

Mr. Hasebroock introduced Mr. and Mrs. Gilbert Weitzenkamp of Lyons.

President Burney Presiding

LEGISLATIVE BILL 461. Read and considered.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 335. Laid over at the request of Mr. Peck.

LEGISLATIVE BILL 367. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Mr. Syas offered the following amendments which were adopted:

1. Amend Section 2, line 10, by striking the word "*statewide*"; lines 13 to 18 by striking the sentence beginning with the words "Such ~~classification~~"; and line 33 by inserting the following after "affected": "*; provided it shall not be necessary to publish such notice in more than one such legal newspaper in each of the Supreme Court judicial districts to be affected by such hearing*"

2. Amend Section 3, line 19, by inserting after the word "*notice*" the following: "*of not less than thirty days*".

3. Amend the title to conform.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 366. Read and considered.

Laid over at the request of Mr. Ruhnke.

Visitors

Mr. Wylie introduced Carol Kaster of Neligh and Bill Wylie of Elgin.

LEGISLATIVE BILL 171. Reading waived. Sections 1 through 8 considered.

Standing Committee amendments 1, 2, 3, 4, and 5 found in the Legislative Journal for the Forty-fourth Day were adopted.

Members Excused

Messrs. Romans and Webb were excused for the afternoon.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 158. Placed on General File as amended.

Standing Committee amendments to LB 158:

1. Amend the bill by striking section 1 and inserting in lieu thereof the following:

"Section 1. When any realty included within the boundaries of a sanitary and improvement district formed under sections 31-701 to 31-726, Reissue Revised Statutes of Nebraska, 1943, which is served by sanitary sewers connected with a city of metropolitan class, and has been so connected for more than five years, and has paid, and is paying sewer taxes to said city, the owners thereof may present a petition to the county clerk of said county, setting forth the metes and bounds of said realty and a plat thereof, requesting that said realty be removed from the sanitary and improvement district, formed under sections 31-701 to 31-726, Reissue Revised Statutes of Nebraska, 1943.

Sec. 2. The county clerk shall verify the correctness of the description and metes and bounds of said realty, together the plat thereof and certify said findings to the board of trustees of the sanitary and improvement district in which said realty is located.

Sec. 3. Within thirty days after receiving said petition plat and certification from the county clerk, said board of trustees may within ten days from the date receiving same hold a hearing and notify the owners of the realty affected. That upon said hearing if it is shown that the facts in said petition are true and said realty is well served with sewer service of the metropolitan city, then said board of trustees shall notify the county board of said county, that said realty should be withdrawn from the sanitary and improvement district.

Sec. 4. The county board shall verify the petition, plat and sewer services, and if said findings are correct, then said board shall adopt an order defining the description of the realty so served with sewer service by the metropolitan city, and shall by order remove said realty from the sanitary improvement district, and said realty henceforth shall not be assessed by the sanitary and improvement district for sewer service. Said order shall be filed with the county clerk of said county.".

LEGISLATIVE BILL 673. Placed on General File.

LEGISLATIVE BILL 382. Placed on General File.

(Signed) Arnold Ruhnke, Chairman

Judiciary

LEGISLATIVE BILL 502. Placed on General File as amended.

Standing Committee amendments to LB 502:

1. Page 2, Sec. 1, line 4, insert *"full-time"* before *"conservation officers"* at the beginning of the line and insert *"full-time"* before "deputy".

2. Page 2, Sec. 1, line 19, insert *"full-time"* before *"conservation officers"* and *"full-time"* before "deputy".

3. Page 2, Sec. 1, line 24, strike the word "all"; line 25 after the word "criminal" insert *", when such writs and processes pertain to enforcement of duties imposed by law on the Game, Parks and Forestation Commission."*

4. Page 2, Sec. 1, line 28, strike the word "officer" and insert *"full-time conservation officer and full-time deputy conservation officer"*

5. Amend the title to conform.

(Signed) William B. Brandt, Vice Chairman

Agriculture

LEGISLATIVE BILL 197. Placed on General File as amended.

Standing Committee amendments to LB 197:

1. Amend the bill by striking sections 1 to 18 and inserting in lieu thereof the following:

"Section 1. It is hereby declared to be the policy of the State of Nebraska, and the purpose of this act, to encourage, stimulate and stabilize the agricultural economy of the state in general, and the livestock economy in particular, by encouraging the construction, development and productive operation of public livestock markets as key industries of the state and those markets' particular trade areas, with all benefits of fully open, free, competitive factors, in respect to sales and purchases of livestock.

Sec. 2. As used in this act, unless the context otherwise requires:

(1) Persons shall include any individual, firm, association, partnership or corporation.

(2) Department shall mean the Department of Agriculture and Inspection.

(3) Director shall mean the Director of Agriculture and Inpection.

(4) Board shall mean the Public Livestock Market Board.

(5) Livestock shall mean and include cattle, calves, horses, mules, swine, sheep, and goats.

(6) Public livestock market shall mean any place, establishment or facility commonly known as a livestock market, livestock auction market, sales ring, stockyard, or the like, conducted or operated for compensation or on a commission basis as a public market for livestock, consisting of pens, or other enclosures, and their appurtenances, in which livestock are received, held, sold, or kept for sale or shipment.

(7) Market license shall mean the license for public livestock market operation authorized to be issued under the provisions of this act.

(8) Livestock market operator shall mean any person engaged in the business of conducting or operating a public livestock market, whether personally or through agents or employees.

Sec. 3. This act shall not be construed to include as a public livestock market:

(1) Any place or operation where Future Farmers or 4-H groups, or private fairs conduct sales of livestock.

(2) Any place or operation conducted for a dispersal sale of the livestock of a farmer, dairyman, livestock breeder or feeder who is discontinuing said business and no other livestock is sold or offered for sale.

(3) Any place or operation where a breeder or an association of breeders of livestock assemble and offer for sale and sell under their own management any livestock, when such breeders shall assume all responsibility of such sale and the title of livestock sold. This shall apply to all purebred livestock association sales.

Sec. 4. There is hereby created in the Department of Agriculture and Inspection a Public Livestock Market Board consisting of five members. The Director of Agriculture and Inspection shall be a member and chairman of the board. The remaining four members shall be appointed by the Governor, and not more than any two members shall be appointed from the same political party. The Governor shall appoint the four members of the board, both initially and thereafter as vacancies occur, with one each of such four members being a cattle grower, a cattle feeder, a hog producer, and a public livestock market operator. The term of office of each appointed member of the board shall be four years, excepting that of the four members initially appointed. Each shall be for terms of one, two, three, and four years, as designated by the Governor making the initial appointments. The members of the board shall receive as compensation for their services the sum of ten dollars per day and actual expenses incurred while in the discharge of their duties. The board shall meet at least quarterly for the ordinary transaction of official business and otherwise at the call of the director. A majority affirmative vote of the board shall be necessary to constitute an official act.

The board is hereby vested with the power and authority, and it is hereby made its duty, to:

(1) Administer the provisions of this act in respect to recommending the issuance, suspensions and revocations of market licenses;

(2) Prescribe and adopt the forms of application for market licenses, the forms of notice of hearings on market license applications, and such other forms as necessary to perform and carry out its functions; and

(3) Adopt rules subject to the approval of the director governing the conduct of hearings before it for applications for market licenses, transfers, suspensions and revocations consistent with the provisions of this act and not contrary to the general laws of Nebraska governing hearings before the administrative boards.

Sec. 5. No person shall conduct or operate a public livestock market unless and until he has a market license therefor, upon which the current annual market license fee has been paid. Any person making application for such market license shall do so to the board in writing, verified by the applicant, in the form as prescribed by the board, showing the following:

(1) The name and address of the applicant, with a statement of the names and addresses of all persons having any financial interest in the applicant and the amount of such interest;

(2) Financial responsibility of the applicant in the form of a statement of all assets and liabilities;

(3) A legal description of the property and its exact location with a complete description of the facilities, proposed to be used in connection with such public livestock market;

(4) The schedule of charges applicant proposes to charge for all services proposed to be rendered;

(5) A detailed statement of the facts upon which the applicant relies showing the general confines of the trade area proposed to be served by such public livestock market, the benefits to be derived by the livestock industry and the services proposed to be rendered; and

Such application shall be accompanied by the annual fee as prescribed in section 9 of this act.

Sec. 6. Upon the filing of the application as provided in section 5 of this act, the director shall fix a reasonable time for the hearing thereon in the city itself, or the nearest city, where the public livestock market is proposed to be located. The director forthwith shall cause a copy of such application, together with notice of the time and place of hearing, to be served by mail not less than fifteen days prior to such hearing, upon the following:

(1) All duly organized statewide livestock associations in the state who have filed written notice with the board of a request to receive notice of such hearings and such other livestock associations as in the opinion of the director would be interested in such application; and

(2) The operators of all public livestock markets in the state.

The director shall give further notice of such hearing by publication of the notice thereof once in a daily or weekly newspaper circulated in the city or town where such hearing is to be held, as in the opinion of the director will give public notice of such time and place of hearing to persons interested therein.

Sec. 7. A hearing may be conducted by three members of the board, one of whom shall be the director. If, after a hearing upon such application, at which interested persons may formally appear in support or opposition thereto, the board finds from the evidence presented that such public livestock market for which a market license is sought would beneficially serve the livestock economy, such market license shall be issued to the applicant. In determining whether or not the application should be granted or denied, the board shall give reasonable consideration to:

(1) The ability of the applicant to comply with the federal Packers and Stockyards Act, as amended;

(2) The financial stability, business integrity and fiduciary responsibility of the applicant;

(3) The livestock industry marketing benefits to be derived from the establishment and operation of the public livestock market proposed in the application;

(4) The adequacy of the facilities set forth in the application, to permit the performance of market services proposed in the application;

(5) The present market services elsewhere available to the trade area proposed to be served;

(6) Whether the proposed public livestock market would be permanent and continuous; and

(7) The economic feasibility of the proposed market services based on competent evidence in respect to such aspects.

Sec. 8. Any stockyard, livestock market, sales ring, or other business within the definition of a public livestock market as defined in this act, operated and conducted as such to the effective date of this act, and the holder of a license therefor as now provided by state law, shall be issued a market license upon application and payment of the annual fee without hearing as required by the provisions of this act; *Provided,* that such application and payment shall be made within ninety days after the effective date of this act. Thereafter, such market license holders shall be fully subject to the provisions of this act.

Sec. 9. Every livestock market operator shall pay annually, on or before August 1, a market license fee of one hundred dollars to the board for each public livestock market operated by him, which payment shall constitute a renewal for one year. Fees so paid shall be deposited with the state treasury and placed by the State Treasurer in the Public Livestock Market Fund for the use of the board in paying the expenses of administration of the provisions of this act.

Sec. 10. Each market license is personal to the holder and the facilities covered thereby, and transferable only upon application in the same form and manner as new applications for such market licenses.

Sec. 11. No market license or renewal of market license shall be issued until the applicant shall have executed a surety bond as required under the provisions of the Packers and Stockyards Act, 1921, as amended for market agencies selling on commission. A certified copy of such bond in full force and effect as on file with the United States Department of Agriculture shall be filed with the board and shall satisfy the requirements of this section.

Sec. 12. Every market license holder under the provisions of this act shall keep an accurate record of all transactions conducted in the ordinary course of his business. Such records shall be available for examination of the board, or its duly authorized representative, in respect to a market license issued under the provisions of this act.

Sec. 13. The board may, upon its own motion, whenever it has reason to believe the provisions of this act have been violated, or upon verified complaint of any person in writing, investigate the actions of any market license holder, and if it finds probable cause to do so, shall file a complaint against the market license holder which shall be set down for hearing before the board upon fifteen days' notice served upon such market license holder either by personal service upon him or by registered mail or telegram prior to such hearing.

The director shall have the power to administer oaths, certify to all official acts and shall have the power to subpoena and bring before the board any person in this state as a witness, to compel the producing of books and papers and to take the testimony of any person on deposition in the same manner as is prescribed by law in the procedure before the courts of this state in civil cases. Processes issued by the director shall extend to all parts of the state and may be served by any person authorized to serve processes. Each witness that shall appear by the order of the director at any hearing before the board shall receive for his attendance the same fees and mileage allowed by law to witnesses in civil cases appearing the district court, which amount shall be paid by the party at whose request such witness is subpoenaed. When any witness has not been required to attend at the request of any party, but subpoenaed by the director, his fees and mileage shall be paid by the director in the same manner as other expenses of the board are paid.

All powers of the director as provided in this section in respect to administering oaths, power of subpoena in hearings on complaints shall likewise be applicable to hearings held on applications for the issuance of a market license.

Formal finding by the board after due hearing that any market license holder:

(1) Has ceased to conduct a public livestock market business;

(2) Has been guilty of fraud or misrepresentation as to the titles, charges, number, brands, weights, proceeds of sale or ownership of livestock;

(3) Has violated any of the provisions of this act; or

(4) Has violated any of the rules or regulations adopted and published by the board, shall be deemed a sufficient cause for the suspension or revocation of the market license of the offending public livestock market operator.

Sec. 14. The board shall keep a complete transcript of all proceedings and evidence presented in any hearing before it. The applicant for a market license, or any protestant formally appearing in the hearing before the board for such market license, or the holder of any market license suspended or revoked, or any party to a transfer application, may appeal from the order of the director to the district court of the county in which the proposed public livestock market is to be located, or in which the market license holder has his public livestock market, by giving notice of such appeal in writing to the director within fifteen days after receiving notice by registered mail of the director's decision, and within said time filing a bond with the clerk of said district court in the sum of five hundred dollars to be approved by the clerk of said court as legally sufficient, conditioned to pay all costs that may be awarded against such party in the event of an adverse decision, or the decision of the director being affirmed or upheld. Within thirty days after such decision or within such additional time as the district court shall allow upon good cause shown, but not exceeding sixty days after said decision, the appealing party shall file with the clerk of the district court a transcript of the testimony and proof presented to the board including notice of appeal, complaint, pleadings, notices, motions and other papers filed with the board duly certified by the director. Cost of preparing such transcript shall be paid by the appealing party. In case of suspension or revocation of a market license the filing of such notice and bond shall stay the order of the director until the final determination of the appeal. If the appealing party shall fail to perfect his appeal or file said transcript as provided in this section, said stay shall automatically terminate. The hearing on appeal shall be had summarily and solely upon the record of the proceedings before the board, in the matter in which the appeal is taken and upon which its decision was rendered by the director, and there shall not be any additional evidence introduced or anything in the nature of a trial de novo. The court shall not substitute its discretion for that of the director but shall determine whether the director acted capriciously, arbitrarily, or abused its discretion and whether it acted according to law. Appeals from judgments of the district court may be taken to the Supreme Court in the same manner as appeals are taken in civil actions.

Sec. 15. Any person who shall violate any provision or requirement of this act, shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than two hundred dollars nor more than one thousand dollars, or by imprisonment in the county jail for a period not exceeding thirty days, or by both such fine and imprisonment. Each day any person operates or conducts a public livestock market in the state without a license as prescribed in this act shall be considered a separate offense. The director is empowered to institute proceedings to enjoin the operation of a public livestock market if the person sought to be enjoined is operating a public livestock market without a market license in good standing as provided in this act.

Sec. 16. Salaries and expenses of employees, costs of hearings and all other costs of the board in the administration of this act shall be paid from the Public Livestock Market Fund hereby created by this act.

Sec. 17. The license and permit fees collected as provided by this act shall be deemed and considered as occupation tax, shall be deposited in the state treasury, and by the State Treasurer placed in a fund to be known as the Public Livestock Market Fund. All money so collected shall be and is hereby appropriated to the uses of the Department of Agriculture and Inspection for the purpose of administering the provisions of this act, and shall be paid out only on vouchers approved by the Director of the Department of Agriculture and Inspection, and upon the warrant or warrants issued by the Auditor of Public Accounts. Any unexpended balance in such fund at the close of any biennium shall, when reappropriated, be available for the uses and purposes of the fund for the succeeding biennium; otherwise it shall lapse into the General Fund of the state.

Sec. 18. A copy of any such license and bond certified by the Director of the Department of Agriculture and Inspection, may be procured upon payment of a fee of one dollar for each copy, and shall be received as competent evidence in any court in the State of Nebraska without further proof.

Sec. 19. No license or renewal license to establish or operate a livestock market within the State of Nebraska shall be issued, nor shall any duly licensed public livestock market within the state continue to operate unless the livestock handled by such public livestock market shall be weighed by a weighmaster duly licensed by the Director of the Department of Agriculture and Inspection to weigh livestock in public livestock markets in the State of Nebraska.

Sec. 20. Upon application in writing to the Director of the Department of Agriculture and Inspection, accompanied by a permit fee of one dollar, the director shall issue annual licenses to such weighmasters. Subject to the conditions of this act, the director may summarily dismiss any weighmaster employee at any livestock market at any time. The money arising from permit fees of weighmasters shall be deemed and considered occupation tax and not license money.

Sec. 21. A certified copy of an issued license may be procured by the holder of the original upon payment of a fee of one dollar therefor. The original or certified copy of said license shall be posted during sale periods in a conspicuous place on the premises where the public livestock market is conducted.

Sec. 22. Every public livestock market shall be maintained in a sanitary condition under the rules and regulations as prescribed by the Director of the Department of Agriculture and Inspection.

Sec. 23. All scales used in the operation of public livestock markets must conform with the rules and regulations of the Director of the Department of Agriculture and Inspection.

Sec. 24. All cattle, swine, sheep and goats, upon entering public livestock markets, shall be inspected for health before being offered for sale. Such inspection shall be made by a veterinarian who has been designated and authorized by the director to make inspections of livestock at public livestock markets as may be required by law or regulation, whether such livestock is moved in interstate or intrastate commerce. The fees for such inspection shall be established by rules and regulations of the director and shall be collected by the operator of the public livestock market. Such fees shall be used to pay the cost of necessary inspections and for no other purpose, and shall be remitted to the director, in whole or in part, as may be provided by regulation. When remitted to the state, the fees shall be placed in the Public Livestock Market Fund and shall be expended exclusively to pay the cost of providing necessary inspections at the public livestock market which has remitted such fees. Where the fees collected at any one sale do not equal fifteen dollars, which shall be deemed the minimum necessary to provide adequate inspection services, the operator shall make up the difference in making remittances to the state.

Sec. 25. The director shall make the designation of such authorized veterinarian by entering into an agreement with any duly licensed veterinarian for his professional services in performing necessary inspections, and on such terms and conditions as may be mutually agreed upon between the director and the veterinarian. Such agreement shall provide that the director may terminate it at any time for what he deems to be just cause, and shall further provide that the state shall pay such veterinarian a minimum of fifteen dollars for each sale he may be required to attend, which amount shall be paid monthly from the Public Livestock Market Fund. Such contract shall not be deemed to make the veterinarian an officer or employee of the state for any purpose.

Sec. 26. Any cattle, swine, sheep and goats sold or disposed of at a public livestock market, before removal therefrom, shall be released by the authorized veterinarian, designated by the director as provided in this act, and treated to conform with the health requirements of the rules and regulation of the director of the department prescribed for the movement of livestock. When required, such veterinarian shall furnish each owner with a certificate showing such inspection, treatment or quarantine. No such livestock for interstate or intrastate shipment shall be released until all the requirements of the state of its destination shall have been complied with. Any diseased or exposed livestock are to be handled in accordance with the rules and regulations as prescribed by the director of the department.

Sec. 27. The provisions of this act shall become operative on August 1, 1961.

Sec. 28. This act shall be known and cited as the Nebraska Public Livestock Market Development Act.

Sec. 29. That Chapter 54, article 11, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Sec. 30. Since an emergency exists, this act shall be in full force and take effect. from and after its passage and approval, according to law."

2. Amend the title of the bill by striking lines 2 to 19 and inserting in lieu thereof the following:

"FOR AN ACT relating to public livestock markets; to define terms; to provide exemptions; to create a Public Livestock Market Board as prescribed; to make it unlawful to operate a public livestock market without first complying with this act; to provide for hearings on applications and notice thereof; to provide for issuance of licenses to existing public livestock markets; to prescribe license fees; to fix the method of transfer of such licenses; to prescribe bond requirements; to require public livestock market records; to provide for the filing and hearing of complaints; to provide for the revocation of such licenses; to fix the method and procedure for appeals; to provide penalties; to create a special fund; and to repeal Chapter 54, article 11, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency."

(Signed) Hans O. Jensen, Chairman

Government and Military Affairs

LEGISLATIVE BILL 270. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

Public Works

LEGISLATIVE BILL 313. Placed on General File.

LEGISLATIVE BILL 95. Indefinitely postponed.

(Signed) Arnold Ruhnke, Chairman

Enrollment and Review

LEGISLATIVE BILL 196. Replaced on Select File as amended.

E and R amendments to LB 196:

1. In section 4, line 112, strike "or stable" and insert ", stable, or parlor".

2. In the title, line 26, insert "the Department of" before "Agriculture", and also in line 26, insert "and Inspection" after "Agriculture".

LEGISLATIVE BILL 397. Correctly engrossed.

LEGISLATIVE BILL 396. Correctly engrossed.

LEGISLATIVE BILL 395. Correctly engrossed.

LEGISLATIVE BILL 318. Correctly engrossed.

LEGISLATIVE BILL 386. Correctly engrossed.

LEGISLATIVE BILL 387. Correctly engrossed.

LEGISLATIVE BILL 271. Correctly engrossed.

LEGISLATIVE BILL 506. Correctly engrossed.

LEGISLATIVE BILL 394. Correctly engrossed.

LEGISLATIVE BILL 405. Correctly engrossed.

LEGISLATIVE BILL 556. Correctly engrossed.

(Signed) William B. Brandt, Chairman

MOTION—Adjournment

Mr. President: I move we adjourn until 9:30 a.m., Monday.
(Signed) George C. Gerdes

Mr. Romans moved to amend the Gerdes motion to 10:00 a.m., Monday.

The Romans motion lost with 15 ayes, 15 nays, and 13 not voting.

The Gerdes motion prevailed, and at 12:00 noon, the Legislature adjourned until 9:30 a.m., Monday, March 20, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 20, 1961

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Burney presiding.

Prayer was offered by the Reverend M. G. Ottsen, Grace Episcopal Church, Columbus.

The roll was called and all members were present.

Corrections for the Journal

Page 798, line 26, delete the first "nays" and insert "ayes".

Page 806, line 27, delete the word "motion" and insert "motions".

The Journal for the Fifty-third Day was approved as corrected.

Visitors

Mrs. Orme introduced Mr. and Mrs. L. F. Cushenbery of Oberlin, Kansas, and Mr. and Mrs. Ron Kull of Topeka, Kansas.

Mr. Stalder introduced Mr. Coleman Gilliland of Humboldt.

Mr. Peck introduced Mr. Donald Donaldson of Chicago, Illinois.

Mr. McCosh introduced Mr. James Pringle of Scottsbluff.

Communication

Letter to President Burney from Frances M. Harmon, President, Department of Nebraska, Ladies Auxiliary to the Veterans of Foreign Wars, requesting that Mrs. Frances Millican, National President, be allotted ten to fifteen minutes for her remarks to the Legislature on Tuesday, April 18, at 10:30 a.m. President Burney announced that he had granted Mrs. Millican the time requested.

Invitation

Invitation from the League of Nebraska Municipalities to the members and their wives to the banquet in the Cornhusker Ballroom, Thursday, April 20, at 6:30 p.m.

MOTION—Appoint Committee

Mr. President: I move that the President appoint a committee of three to assist in the planning of ceremonies for the installation of the bust of George W. Norris in the corridor of the State Capitol. (Signed) Don Thompson

The motion prevailed.

Presented to the Governor

Presented to the Governor for approval on March 17, 1961, at 4:00 p.m.: LB 32 LB 148 LB 238 LB 242 LB 273 LB 297 LB 417

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 304. Replaced on Select File as amended.

E and R amendment to LB 304:

1. In Enrollment and Review Amendment 4, line 6, strike "second" and insert "third".

LEGISLATIVE BILL 208. Placed on Select File as amended.

E and R amendments to LB 208:

1. In section 1, line 8, as amended, strike "*thirty-hundredths*" and insert "*three-tenths*"; in line 11, insert "1959" after "year"; and in line 12, insert "1960" after "year".

2. In the title, insert, at the end of line 4, "to limit the amount that may be expended for a prescribed purpose;".

LEGISLATIVE BILL 218. Placed on Select File as amended.

E and R amendments to LB 218:

1. In section 2, line 9, strike "hundred" and insert "hundred *thousand*".

2. In renumbered section 3, line 12, insert an underscored comma after "*enforcement*".

3. The amendment proposed by renumbered section 4 having already been made by Legislative Bill 29, strike renumbered section 4, and renumber the succeeding sections as sections 4 to 13 respectively.

4. In renumbered section 6, line 20, insert "*to*" after "*ingress*" and in the same line, strike "*to*" and insert "*from*"; and in line 21, strike "*that*".

5. In renumbered section 7, line 35, insert "*or*" after the first comma.

6. In renumbered section 9, line 19, strike "*that*".

7. In renumbered section 12, line 20, insert "*shall*" after "*Engineer*".

8. In the Ruhnke General File Amendment, line 1, strike "section 13" and insert "renumbered section 11"; and also in line 1, insert "before the period" after "adding".

9. For correlation purposes, in renumbered section 5, line 2, insert "as amended by section 2, Legislative Bill 188, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; strike lines 3 to 5, and insert "39-7,118.01. The operator of any motor vehicle required by section 39-735 to have clearance lights shall"; and in line 11, strike "black".

10. For correlation purposes, in renumbered section 13, line 2, strike "39-7,118.01,"; and in line 4, insert "and section 39-7,118.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 188, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma.

11. In the title, line 6, strike "of" and insert "to".

12. In the title, line 3, strike "39-7,118.01,"; and in line 5, insert "and section 39-7,118.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 188, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma.

LEGISLATIVE BILL 179. Correctly engrossed.

LEGISLATIVE BILL 280. Correctly engrossed.

LEGISLATIVE BILL 409. Correctly re-engrossed.

LEGISLATIVE BILL 266. Correctly enrolled.

LEGISLATIVE BILL 77. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Visitors

Mr. McCosh introduced LaSalle Whitehead of Alma, Robert Colson of Gering, and A. L. Hoyt of Bayard.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 77 LB 266

Reference Committee Report

LB	Committee
684	Education

(Signed) Dwight W. Burney
Chairman

Speaker Thompson Presiding

BILLS ON FINAL READING

LEGISLATIVE BILL 302.

Mr. Vosoba moved that LB 302 be returned to Select File for the following specific amendment:

1. Amend section 4 of the bill, line 6 by inserting ", or imprisoned in the county jail not more than six months" before the period.

Amendment pending.

The motion prevailed with 41 ayes, 0 nays, and 2 not voting, and LB 302 was returned to Select File.

Visitors

Mr. Moulton introduced Miss Shirley Hild, Teacher; Miss Nora Veerheusen, Junior High Coordinator; Mrs. Glen Rydberg, Mrs. John Doxon, Mrs. Kenneth Martin, Parents; and twenty-seven Eighth Grade students of Westbrook Junior High School, Omaha.

Mr. Kjar introduced Mr. H. O. Barrett of Lexington.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 99.

A BILL FOR AN ACT to amend sections 39-727.01, 39-727.03, and 39-727.04, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to provide for breath tests to determine intoxication for prescribed purposes; to provide for breath tests only when equipment therefor is then and there available; to remove provisions for testing of spinal fluid; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 308. With emergency.

A BILL FOR AN ACT to amend sections 79-1809, 79-1813, 79-1814, 79-1815, and 79-1816, Revised Statutes Supplement, 1959, relating to schools; to provide for the accreditation and withdrawal of accreditation of courses of instruction offered by privately-owned business or trade schools; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Romans

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 239.

A BILL FOR AN ACT to amend section 54-104, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 38, Seventy-second Session, Nebraska State Legislature, 1961, relating to the brand area; to provide authority for the Nebraska Brand Committee, as prescribed, to decide disputes resulting from brands which conflict with or closely resemble each other; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is. 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 302. The pending Vosoba specific amendment found in this Day's Journal was adopted with 35 ayes, 0 nays, and 8 not voting.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 196. E and R amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 171. Considered.

Standing Committee amendments 6 through 13, found in the Legislative Journal for the Forty-fourth Day, were adopted.

Mr. Stryker moved to reconsider the action on the adoption of Standing Committee amendments 4 and 5. The motion lost with 13 ayes, 21 nays, and 9 not voting.

Laid over at the request of Mr. Stryker.

LEGISLATIVE BILL 90. Read and considered.

Mr. Russillo offered the following amendment which was adopted:

1. Amend section 3, line 20, by inserting "not" between "shall" and "be".

Member Excused

Mr. Kjar was excused at 11:15 a.m., for the remainder of the day.

Mr. Moulton moved that LB 90 be indefinitely postponed.

Mr. Russillo requested a record vote.

Voting in the affirmative, 28:

Adams
Bowen
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerhart
Jensen
Knight
Lautenschlager
Marvel
McHugh
Moulton
Munnelly
Nelson
Ruhnke
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 6:

Brandt
Orme
Peck
Rasmussen
Romans
Russillo

Not voting, 9:

Adamson
Bridenbaugh
Forrester
Gerdes
Hasebroock
Kjar
Klaver
McCosh
Staubitz

The Moulton motion prevailed and LB 90 was indefinitely postponed.

LEGISLATIVE BILL 186. Read and considered.

Mr. Brandt moved that the Standing Committee amendments be adopted.

Motion pending.

Mr. Moulton Presiding

Visitor

Mr. Romans introduced Mr. Bill Haywood of Arcadia.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 361. Indefinitely postponed.

LEGISLATIVE BILL 343. Placed on General File as amended.

Standing Committee amendments to LB 343:

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 2-1503, Revised Statutes Supplement, 1959, be amended to read as follows:

2-1503. As used in sections 2-1501 to ~~2 1547~~ *2-1565*, unless the context otherwise requires:

(1) This act shall mean sections 2-1501 to ~~2 1547~~ *2-1565*;

(2) District, soil conservation district, or soil and water conservation district shall mean a governmental subdivision of this state, and a public body corporate and politic, organized in accordance with the provisions of this act;

(3) Supervisor shall mean one of the members of the governing body of a district, elected or appointed in accordance with the provisions of this act;

(4) Committee, *commission, Nebraska soil and water conservation commission,* or Nebraska soil and water conservation committee shall mean the agency created in section 2-1504;

(5) Petition shall mean a petition filed under the provisions of section 2-1508 for the creation of a district;

(6) Nominating petition shall mean a petition filed under the provisions of section 2-1518 to nominate candidates for the office of supervisor of a soil conservation district;

(7) State shall mean the State of Nebraska;

(8) Agency of this state shall mean the government of this state and any subdivision, agency, or instrumentality, corporate or otherwise, of the government of this state;

(9) United States or agencies of the United States shall mean the United States of America, the Soil Conservation Service of the United States Department of Agriculture, and any other agency or instrumentality, corporate or otherwise, of the United States of America;

(10) Government or governmental shall mean the government of this state, the government of the United States, and any subdivision, agency or instrumentality, corporate or otherwise, or either of them;

(11) Landowner shall mean any person, firm, or corporation who shall hold title to any lands lying within a district organized under the provisions of this act;

(12) Land occupier or occupier of land shall mean any person, firm, or corporation who shall hold title to, or shall be in possession of, any lands lying within a district organized under the provisions of this act, whether as lessee, renter, tenant, or otherwise; and

(13) Due notice shall mean legal notice.".

2. Amend the bill by renumbering original sections 1 to 4 as sections 2 to 5, respectively.

3. Amend renumbered section 2, line 5 by striking "flood control, and" and show ", and" as stricken matter, line 6 by inserting "*, and flood control*" after "protection", line 8 by striking "eleven" and inserting "~~eleven~~ *thirteen*", and line 12 by striking "associate" and show same as stricken matter.

4. Amend renumbered section 4 of the bill, strike lines 33 to 41 commencing after the period in line 33 and inserting the following:

"At such hearings, the committee shall review such programs and make such recommendations as to encourage the comprehensive resource development needs of the area and to assist in the development of a plan that is desirable, practicable, feasible and necessary in the interest of health, safety and public welfare.".

5. Amend renumbered section 5 by striking lines 13 to 29 and inserting the following:

"~~shall approve the formation of a watershed conservancy district and such a determination shall be made a matter of record~~ *shall forward to the Nebraska Soil and Water Conservation Commission the proceedings of the hearings for their recommendations. Within thirty days the commission shall make their recommendations known to the individual or joint boards, soil and water conservation districts. The individual or joint boards of soil and water conservation districts shall take the recommendations of the state commission into consideration when they make their determination. This determination shall be made a matter of record."*, and line 36 by inserting "*forward to the Nebraska Soil and Water Conservation Commission the proceedings of the hearings for their recommendation. Within thirty days the commission shall make their recommendations known to the individual or joint boards, soil and water conservation districts. The individual or joint boards of soil and water conservation districts shall take the recommendations of the state commission into consideration when they make their determination to proceed with*" after "shall", lines 37 and 38 by striking the new matter, lines 39 to 43 by reinstating the old matter, and by striking the new matter in lines 43 to 51.

6. Amend the bill by adding two new sections immediately after renumbered section 5 to be known as sections 6 and 7 and to read as follows:

"Sec. 6. That section 2-1553, Revised Statutes Supplement, 1959, be amended to read as follows:

2-1553. *(1)* When the proposed watershed conservancy district lies in more than one soil and water conservation district the petition may be presented to the board of supervisors of any one such soil and water conservation district and the supervisors of all such districts shall act as a joint board of supervisors in the formation and supervision of such a watershed conservancy district. The joint board of soil and water conservation district supervisors within their own body shall elect ~~annually, each January or immediately thereafter,~~ upon receipt of the petition ~~if received after January~~, a chairman, vice-chairman and secretary-treasurer. ~~No officer shall succeed himself in the same office for more than one~~

~~year and no~~ *No* individual board of soil and water conservation district supervisors shall have more than two of their members as officers on the joint board.

(2) All actions taken by the joint boards of soil and water conservation districts shall be by a majority vote of those supervisors at a regularly called joint board meeting where a quorum is present or by proper action taken at each of the respective individual soil and water conservation district board meetings where the following procedure has been followed. The chairman of the joint board may receive joint board action by forwarding to the respective secretaries of the individual board of the soil and water conservation districts, the items for which joint board action is required. The individual boards shall consider this item within thirty days and shall notify the chairman of the joint board of their decision. This notification shall be a notarized certification by the secretary of the individual board of the action taken by the individual board. The officers of the joint board shall so record the action of the individual boards and if this action is unanimous, they shall declare this action to be the action of the joint board. If, however, the action of the individual boards is not unanimous, the chairman of the joint boards shall within thirty days call a meeting of the joint board of soil and water conservation districts for the purpose of discussing this item. Any three members of the joint board after proper notification can call and require a meeting to be held of the joint board of soil and water conservation districts.

Sec. 7. That section 2-1558, Revised Statutes Supplement, 1959, be amended to read as follows:

2-1558. (1) Within sixty days after a watershed conservancy district is created and certified to the county clerk in the county or counties involved, the individual or joint board of soil and water conservation district supervisors shall cause an election to be held therein for the election of a board of directors who shall hold office for a term of four years except for the first election when a simple majority or one half, whichever the case may be, of the members elected having the highest number of votes shall hold their office for four years and the remainder for two years. Such board of directors shall, under the supervision of the individual or joint board of soil and water conservation district supervisors, be the governing body of the watershed conservancy district.

(2) The board of directors of a watershed conservancy district shall consist of a minimum of five members when the watershed conservancy district lies entirely within one soil and water conservation district. If the territory embraced within a watershed conservancy district lies within more than one soil and water conser-

vation district, the board of directors shall consist of not more than four members residing in the majority area located in a soil and water conservation district and one or two members from each minority area located within additional soil and water conservation districts. The number of directors residing in and to be elected from the majority area and each minority area shall be determined on a proportional number of acres in each area in the district. The representation of the number of directors from each district shall be made by the joint board of soil and water conservation districts. In addition when a watershed conservancy district includes an area or areas outside of a soil and water conservation district that has been included as a part of the watershed conservancy district as provided for in section 2-1554, that territory shall be represented by one director if the total population as given in last census is one thousand to ten thousand; by two directors if the population ranges from ten thousand to twenty-five thousand; by three directors if population ranges from twenty-five thousand to one hundred thousand; and by four directors if population exceeds one hundred thousand.

(3) The board of directors shall annually elect from its membership a chairman, vice-chairman, secretary and treasurer, or combination secretary-treasurer. The secretary-treasurer or treasurer shall execute an official bond for the faithful performance of the duties of his office; such bond to be approved by the board of directors. The bond shall be executed with at least three solvent personal sureties whose solvency must exceed the amount of the bond, or by a corporate surety company authorized to do business in this state and shall be an amount determined by the board of directors. The premium on the bond shall be paid by the board of directors with funds of the watershed conservancy district.

(4) Each person desiring to be a director of a watershed conservancy district shall file a nominating petition with the individual or joint board of supervisors. The petition shall be signed by ten or more taxpayers of legal voting age within the watershed conservancy district of the county involved or if less than twenty-five taxpayers of legal voting age are involved a majority of such taxpayers.

If the candidates nominated do not exceed the vacancies, they shall be declared duly elected and so recorded by the individual or joint board of soil and water conservation district supervisors. If the candidates nominated exceed the vacancies, the individual or joint board of supervisors shall cause an election to be held in accordance with subsection (1) of this section. No person shall be eligible to be a director of a watershed conservancy district who is not a taxpayer of legal voting age in the district in which he seeks election.

(5) A majority of the board of directors shall constitute a quorum and the concurrence of a majority in any matter within their duties shall be required for its determination.

(6) A director shall receive no compensation for his services but he shall be entitled to compensation for his actual expenses including travel expenses incurred in the discharge of his duties.

(7) No member of the board of directors has any authority to perform the function of sections 2-1550 to 2-1565 except when duly authorized by official action of the board.

(8) In the event of death, resignation, or removal from the district of any director elected as provided, the other directors, by a majority vote thereof, shall appoint a director to serve the unexpired term of such elected director. The board of directors shall so notify the individual or joint boards of soil and water conservation districts of the name of the newly appointed member.".

7. Amend the bill by renumbering original section 5 as section 8.

8. Amend renumbered section 8, lines 13 and 14 by striking "board of directors" and inserting "~~board of directors~~ *county assessors involved*".

9. Amend the bill by adding a new section immediately after renumbered section 8 to be known as section 9 and to read as follows:

"Sec. 9. That section 2-1562, Revised Statutes Supplement, 1959, be amended to read as follows:

2-1562. Tax funds transferred to and held by the treasurer of the watershed conservancy district shall be used for the specific purposes as listed in section 2-1559. All expenditure of such funds shall be made by the board of directors upon the order of the board. *The secretary of the watershed conservancy district shall once each year have published in a newspaper of general circulation in the watershed area a brief statement of the past year's financial operation of the district.".*

10. Amend the bill by renumbering original sections 6 and 7 as sections 10 and 11.

11. Amend renumbered section 10, line 30 by inserting "*by a competent engineer*" after "determined", line 34 by inserting "*shall call a hearing as outlined in section 2-1554 for the purpose of determining whether it is*", line 34 by striking ", as appropriate shall" and inserting "*appropriate to*", line 36 by striking "Such" and inserting "*If it is determined from the facts presented at this hearing that such land shall be excluded, this*".

12. Amend renumbered section 11 of this bill, line 2 by inserting "2-1503," after "sections", line 3 by inserting ", 2-1553, 2-1558" after "2-1552", and line 3 by inserting "2-1562," before "and".

13. Add a new section immediately after renumbered section 11 to be known as section 12 and to read as follows:

"Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 310. Placed on General File.

LEGISLATIVE BILL 456. Indefinitely postponed.

(Signed) Arnold Ruhnke, Chairman

Revenue

LEGISLATIVE BILL 646. Placed on General File.

LEGISLATIVE BILL 440. Placed on General File as amended.

Standing Committee amendment to LB 440:

1. Amend Section 1, line 9, by striking "*eight*" after the word "taxed", and inserting "*six*" in lieu thereof.

(Signed) J. W. Burbach, Chairman

Adjournment

At 11:58 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTY-FIFTH DAY

Legislature Chamber, Lincoln, Nebraska
Tuesday, March 21, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Kjar who was excused.

The Journal for the Fifty-fourth Day was approved.

Communication

Letter acknowledging receipt of LR 9 from Mr. John Morgan Davis, Lieutenant Governor, Harrisburg, Pennsylvania.

Announcement

The Clerk announced that on March 24 at the Nebraska New Car Dealers Association Convention, Sheraton-Fontenelle Hotel, Omaha, there will be a noon luncheon but no scheduled dinner in the evening.

Presented to the Governor

Presented to the Governor for approval on March 20, 1961, at 3:45 p.m.: LB 77 LB 266

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 576. Indefinitely postponed.

LEGISLATIVE BILL 501. Placed on General File.

LEGISLATIVE BILL 517. Placed on General File.

LEGISLATIVE BILL 235. Placed on General File as amended.

Standing Committee amendments to LB 235:

1. Amend the bill by adding a new section immediately after section 1 to be known as section 2 and to read as follows:

"Sec. 2. That section 71-1,143, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1,143. ~~Section~~ *Sections* 71-1,142 *and 71-1,147* shall not be construed to include the following classes: ~~(1) Persons who assist in the sale or dispensing of drugs and medicines under the supervision of a licensed pharmacist; (2) persons~~ *(1) Persons* who sell, offer or expose for sale, completely denatured alcohol or concentrated lye, insecticides and fungicides in original packages; ~~(3)~~ *(2)* persons who are licensed to practice medicine, dentistry, ~~or~~ veterinary medicine, *or other medical practitioners* who dispense drugs and medicines as in incident to the practice of their profession; ~~(4)~~ *(3)* persons who sell, offer or expose for sale, patent or proprietary medicines, the sale of which is not in itself a violation of the law relating to intoxicating liquors; and ~~(5)~~ *(4)* licensed doctors of medicine in any town or village of three hundred and fifty inhabitants or less, where there is no registered pharmacist, and which is located ten miles or more from any town or village having a licensed or registered pharmacist.".

2. Amend the bill by renumbering sections 2 to 14 as sections 3 to 15, respectively.

3. Amend renumbered section 3 by adding a new paragraph immediately after line 30 to read as follows:

"For the purpose of this section, nothing contained herein shall be construed to prohibit any registered nurse employed by a hospital from administering single doses of drugs from original drug containers, or properly labeled pre-packaged drug containers, to any person registered as a patient or confined in a hospital, upon the order or prescription of a licensed medical practitioner; or to prohibit such registered nurse employed by a hospital from procuring the original drug container or properly labeled pre-packaged drug container for the purpose of single dose drug administration to any person registered as a patient or confined in the hospital, upon the order or prescription of a licensed medical practitioner.".

4. Amend renumbered section 4 by adding a new paragraph immediately after line 9 as follows:

"Nothing contained in this section shall be construed to require a public or private institution licensed as a hospital by the

Department of Health by the State of Nebraska which is engaged in the compounding and dispensing of drugs or drugs and medicines and the filling of prescriptions of licensed medical practitioners for persons registered as patients or confined in the hospital to obtain a permit as provided herein, either in the name of the hospital, an employee thereof, or any other person. This exemption from the requirement to obtain a permit to conduct a pharmacy or to engage in the practice of pharmacy as provided in this act does not include any public or private institution licensed as a hospital by the department which is primarily engaged in the compounding and dispensing of drugs or drugs and medicines and the filling of prescriptions of licensed medical practitioners for persons not registered as patients, or confined to the hospital.".

5. Amend renumbered section 9, line 2 by striking "five" and inserting "*fifteen*" and line 6 by striking "fifteen" and inserting '*thirty*".

6. Amend renumbered section 13, line 25 by striking "and", line 38 by striking the period and inserting "*; and*", and by adding a new paragraph immediately after line 38 as follows:

"*(7) Nothing contained in this section shall be construed to prohibit any hospital, licensed by the Department of Health of the State of Nebraska, from establishing rules and regulations regarding the method by which medical staff members shall agree to order or prescribe drugs, or drugs and medicines for patients of such hospitals. Hospitals are not subject to the provisions of section 12, subdivision (6) (d) by virtue of advertising and maintaining a pharmacy or dispensary for use of its patients.".*

7. Amend the bill by adding two new sections immediately after renumbered section 15 to be known as sections 16 and 17 and to read as follows:

"Sec. 16. *Any permittee shall have the right of appeal to the district court of Lancaster County, Nebraska, from an order of the Department of Health, revoking or suspending a permit, within thirty days after the entry of such order. The filing with the department within ten days after the entry of the order of a notice in writing of the intention to make such appeal shall be sufficient notice to the adverse party of such appeal. A transcript of all of the pleadings upon which the case was submitted to the department, duly certified, shall be filed in the office of the clerk of the district court of Lancaster County, and such filing shall complete the appeal. The trial in the district court upon such appeal shall be de novo. In the event of an appeal, the decision of the department shall not be stayed by the proceedings on appeal, and such appeal shall not operate to restore the right of the appellant to operate a pharmacy pending disposition of such appeal.*

Sec. 17. *Any person who does or commits any of the acts or things prohibited by this act, or otherwise violates any of the provisions thereof, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not less than one hundred dollars and not more than five hundred dollars, or imprisoned in the county jail for not less than thirty days or more than six months, or both such a fine and imprisonment.".*

8. Amend the bill by renumbering section 15 as section 18, and in said section line 1, insert ", 71-1,143," before "and".

(Signed) Sam Klaver, Chairman

Enrollment and Review

LEGISLATIVE BILL 239. Correctly enrolled.

LEGISLATIVE BILL 308. Correctly enrolled.

LEGISLATIVE BILL 99. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 239 LB 308 LB 99

RESOLUTIONS

LEGISLATIVE RESOLUTION 14. Re: Memorializing Congress and Respective Interior Committees to Support Proposals of the Bureau of Reclamation for the Mid-State Project.

Introduced by Marvin Lautenschlager, 30th District; Ernest H. Staubitz, 34th District; and Hans O. Jensen, 25th District.

WHEREAS, the Nebraska Legislature, in 1947 unanimously approved the Nebraska Reclamation Act which permitted the formation and organization of the 550,000 acre Nebraska Mid-State Reclamation District in Buffalo, Hall, and Merrick Counties, to further develop proposals of the multi-purpose Mid-State Project to utilize a portion of the water of the Platte River, now flowing unused to the Gulf of Mexico, and

WHEREAS, the greatest economic loss to our state each year is the water we still allow to escape either unused or just partially used, and

WHEREAS, the multi-purpose Nebraska Mid-State Reclamation Project is designed to provide (1) surface irrigation for 140,000 acres of crop lands, (2) replenishment and stabilization of the declining ground water supply of 5,200 irrigation wells and for cities, villages, and farms in the district area, (3) flood control protection, (4) production of hydroelectric power, (5) conservation of fish and wildlife, and (6) development of recreation facilities, all of which will be beneficial to the 60,000 citizens and future generations in the district area and contribute to further development of industry and stabilization of the economy of the State of Nebraska, and

WHEREAS, there is now pending before the 87th Congress, Senate Bill 970, House Roll 3957, House Roll 4337, and House Roll 4598, which provide for authorization of construction of the Mid-State Project by the Secretary of Interior, under Federal Reclamation Law, as a unit of the Missouri River Basin Project, and

WHEREAS, the State of Nebraska, through its Legislature and officials, has continuously cooperated with and supported the Mid-State Project proposals and the construction of this development for the greater benefit of the citizens of Nebraska and the United States, and

WHEREAS, legislation for this purpose has been introduced in the Congress of the United States each year since 1953.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislature memorializes the 87th Congress and the respective Interior Committees thereof to support the proposals of the Bureau of Reclamation for the $81,000,000 Mid-State Project and approve the above legislation for its authorization of construction.

2. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the Hon. Clinton P. Anderson, Chairman of the Senate Interior Sub-Committee on Irrigation and Reclamation and the Hon. Walter Rogers, Chairman of the House Interior Sub-Committee on Irrigation and Reclamation and to each member from Nebraska in the Senate of the United States and in the House of Representatives of the United States.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Lautenschlager requested unanimous consent to add Don Thompson, 33rd District, as a co-introducer of LR 14. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 299. By Hal Bridenbaugh, 13th District; J. W. Burbach, 14th District; William Moulton, 10th District; Jack Romans, 29th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 20, of the Constitution of Nebraska, relating to the State Railway Commission; to provide that the State Railway Commission shall consist of not less than three nor more than seven members, as the Legislature shall prescribe, and that such members shall be elected from districts of substantially equal population as the Legislature shall provide; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1962, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article IV, section 20, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 20. There shall be a State Railway Commission, consisting of not less than three nor more than seven members, as the Legislature shall prescribe, whose term of office shall be six years, and whose compensation shall be fixed by the Legislature. Beginning with the general election in 1964, commissioners shall be elected by districts of substantially equal population as the Legislature shall provide, but this amendment shall not affect the term of any commissioner elected prior to its effective date. The powers and duties of such commission shall include the regulation of rates, service and general control of common carriers as the Legislature may provide by law. But, in the absence of specific legislation, the commission shall exercise the powers and perform the duties enumerated in this provision."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to provide that the State Railway Commission shall consist of not less than three nor more than seven members, as the Legislature shall prescribe, and that such members shall be elected from districts of substantially equal population as the Legislature shall provide.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 3:

Adams
Stromer
Syas

Not voting, 2:

Kjar
Peck

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 481.

A BILL FOR AN ACT to amend sections 68-228, 68-419, and 68-803, Reissue Revised Statutes of Nebraska, 1943, relating to public assistance; to authorize the State Board of Public Welfare to enter into reciprocal agreements with other states to ensure continuous eligibility of any recipient of prescribed assistance programs when such person ceases to be or becomes a resident of this state; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 5:

Adamson
Gerdes
Lautenschlager
Romans
Thompson

Not voting, 1:

Kjar

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 240.

A BILL FOR AN ACT to amend section 54-155, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Brand Committee; to make it unlawful for anyone engaged in the slaughter of cattle in the brand area to slaughter or otherwise dispose of any cattle until a certificate of brand inspection is filed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly

Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Kjar

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 332.

A BILL FOR AN ACT to amend section 47-107, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to eliminate the requirement that a copy of the jail report be furnished to the Secretary of State; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Kjar

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Committee Appointed

The President appointed the following to serve on the Norris commemoration committee: Thompson, Marvel, and Kjar.

SELECT FILE

LEGISLATIVE BILL 304. E and R amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 208. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Mr. Syas requested unanimous consent that the following amendment be adopted:

1. Amend section 1 of the bill, line 11 by striking "1961" and inserting "*1962*", and in line 12 by striking "1970" and inserting "*1971*".

Mr. Jensen objected.

Mr. Syas moved that LB 208 be returned to General File for the foregoing specific amendment. The motion prevailed with 34 ayes, 3 nays, and 6 not voting, and LB 208 was returned to General File.

LEGISLATIVE BILL 218. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to meet in executive session at 1:00 p.m., today in the Railway Commission hearing room. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 208. Considered.

The pending Syas specific amendment found in this Day's Journal was adopted with 30 ayes, 9 nays, and 4 not voting.

Speaker Thompson Presiding

Mr. Syas offered the following amendment which was adopted:

1. In the title, line 4, insert "and to extend to 1971" after "increase".

Mr. Syas moved that LB 208 be advanced to E and R for review.

Mr. McHugh requested a record vote.

Voting in the affirmative, 30:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Gerhart
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Orme
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Wylie

Voting in the negative, 11:

Bridenbaugh
Erlewine
Forrester
Jensen
Klaver
McHugh
Nelson
Peck
Ruhnke
Stryker
Webb

Not voting, 2:

Kjar
Waldo

The Syas motion prevailed and LB 208 was advanced to E and R for review.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 155. Placed on Select File as amended.

E and R amendments to LB 155:

1. Renumber section 4, added by Standing Committee Amendment 1, as section 1, and in line 1 of renumbered section 1, strike "Sec. 4. Subdivision" and insert "Section 1. For purposes of this act, subdivision".

2. Renumber original sections 1 to 3 as sections 2 to 4, respectively.

3. In renumbered section 2, line 1, strike "Section" and insert "Sec.".

4. In renumbered section 3, line 2, strike "1" and insert "2".

5. In renumbered section 4, lines 1 and 2, strike "as described in section 1 of this act,".

6. In the Russillo General File Amendment, insert "Sec. 5." at the beginning of line 2; in line 2, strike "Sections 1, 2, and 3 above" and insert "sections 2 to 4 of this act"; and in lines 6 and 7 strike "Reissue Revised Statutes of Nebraska, 1943, as amended," and insert "Revised Statutes Supplement, 1959,".

7. In the title, line 2, insert "to define a term;" after the semicolon; in line 4, strike "and"; and in line 5, insert "to authorize the provision of a comprehensive county plan; and to provide when this act shall not apply" after "board".

LEGISLATIVE BILL 284. Placed on Select File as amended.

E and R amendments to LB 284:

1. Immediately after section 1, insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 3-304, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

3-304. Where an airport is owned or controlled by a political subdivision and any airport hazard area appertaining to such airport is located outside the ~~territorial limits~~ *area of zoning jurisdiction* of said political subdivision, the political subdivision owning or controlling the airport and the political subdivision within which the airport hazard area is located may, by ordinance or resolution duly adopted, create a joint airport zoning board, which board shall have the same power to adopt, administer and enforce airport zoning regulations applicable to the airport hazard area in question as that vested by section 3-303 in the political subdivision within ~~which~~ *whose area of zoning jurisdiction* such area is located. Each such joint board shall have two representatives appointed by each political subdivision participating in its creation as members thereof and also a chairman elected by a majority of the members so appointed.".

2. Renumber original section 2 as section 3.

3. In renumbered section 3, line 1, strike "section 3-303" and insert "sections 3-303 and 3-304"; and in line 2, strike "is" and insert "are".

4. In the title, line 2, strike "section 3-303" and insert "sections 3-303 and 3-304"; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 418. Placed on Select File as amended.

E and R amendment to LB 418:

1. For correlation purposes, after the second comma in line 2, of both sections 1 and 2, and also after the second comma in line 3 of the title, insert "as amended by section 1, Legislative Bill 15, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, line 6, strike "or"; in line 8, insert "or upon the filing of a praecipe for a bill of exceptions by an appealing party in the office of the clerk of the district court as provided in section 25-1140," after the comma; in line 25, strike "It shall be the duty" and also strike lines 26 to 38, and insert "The procedure for preparation, settlement, signature, allowance, certification, filing, and amendment of a bill of exceptions shall be regulated and governed by rules of practice prescribed by the Supreme Court.".

LEGISLATIVE BILL 81. Placed on Select File.

LEGISLATIVE BILL 461. Placed on Select File.

LEGISLATIVE BILL 367. Placed on Select File as amended.

E and R amendments to LB 367:

1. In section 2, line 11, strike "*may*" and insert an underscored comma.

2. In the Syas General File Amendment 1, line 4, strike "33" and insert "57".

3. In section 3, line 12, strike "*their*" and insert "*its*".

LEGISLATIVE BILL 569. Replaced on Select File as amended.

E and R amendments to LB 569:

1. In section 1, line 11, strike "*subsections*" and insert "*subdivisions*".

2. In section 1, line 13, strike "*subsection*" and insert "*subdivision*".

3. In the title, lines 9 and 10, strike "subsection" and insert "subdivision".

LEGISLATIVE BILL 88. Correctly engrossed.

LEGISLATIVE BILL 267. Correctly engrossed.

LEGISLATIVE BILL 167. Correctly engrossed.

LEGISLATIVE BILL 170. Correctly engrossed.

LEGISLATIVE BILL 307. Correctly engrossed.

LEGISLATIVE BILL 285. Correctly engrossed.

LEGISLATIVE BILL 168. Correctly engrossed.

LEGISLATIVE BILL 286. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Government and Military Affairs

LEGISLATIVE BILL 140. Placed on General File as amended.

Standing Committee amendments to LB 140:

1. Amend Section 1, line 5, by striking after the "comma (,)" the words "shall have and" and inserting in lieu thereof, the word "*may*".

2. Amend the title to conform.

LEGISLATIVE BILL 344. Placed on General File.

(Signed) Kenneth L. Bowen, Chairman

GENERAL FILE

LEGISLATIVE BILL 186. Considered.

Standing Committee amendments found in the Legislative Journal for the Forty-second Day were rejected with 12 ayes, 19 nays, and 12 not voting.

Mr. Waldo offered the following amendment:

1. Amend section 1 of the bill, line 24 by striking "five" and inserting "*ten*", line 24 by striking "thirty-five" and inserting "*twenty*", and line 27 by striking "five" and inserting "*ten*".

Amendment pending.

Laid over until Tuesday, March 28, at the request of Mr. Brandt.

MESSAGE FROM THE GOVERNOR

March 21, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 17, 1961, I approved LB 345, LB 256, LB 287, LB 292, LB 324, LB 327, and LB 364.

On March 20, 1961, I signed LB 92, LB 142, LB 166, LB 172, LB 209, LB 225, LB 229, and LB 181.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

GENERAL FILE

LEGISLATIVE BILL 171. Considered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 335. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 366. Laid over at the request of Mr. Hasebroock.

Visitors

Mr. Brandt introduced Mr. R. W. Remmers, Principal, Mrs. Chris Simon, Teacher, and forty-five students of Johnson High School.

LEGISLATIVE BILL 114. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Laid over at the request of Mr. Jensen.

President Burney Presiding

LEGISLATIVE BILL 198. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

Visitors

Mr. Vosoba introduced the following from School District #3, Fillmore County: Mrs. Elizabeth Morgan, Messrs. Albert Skala, Don Strothkamp, Guy Brown, Jr., John Taylor, Robert Betka, and ten students.

Mr. Staubitz introduced Mrs. Tracy Van Camp, County Extension Agent, Mrs. Marjorie McCauley, Assistant County Extension Agent, Mr. Dale Luther, County Agent, and one hundred members of the Buffalo County Extension Clubs.

Mr. Moulton introduced the Reverend Fathers Marion, Placid, and Columba, and one hundred fifteen students of St. John's Seminary, Elkhorn.

LEGISLATIVE BILL 213. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

LEGISLATIVE BILL 214. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

Visitor

Mr. Skarda introduced Mr. Bob Baburek of Omaha.

LEGISLATIVE BILL 215. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

Members Excused

Mr. Erlewine was excused for the remainder of the morning.

Mr. Adams was excused for Wednesday, March 22.

NOTICE OF COMMITTEE HEARINGS

Education

LB 684	Tuesday, April 11, 1961	2:00 p.m.

Visitors

Mr. Hasebroock introduced Mr. George Schutte of Beemer and Mr. Robert Brockmann of West Point.

UNANIMOUS CONSENT—Hold LB 319

Mr. Russillo requested unanimous consent to hold LB 319 on General File until Thursday, March 23.

No objections. So ordered.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 675. Placed on General File.

(Signed) George Syas, Chairman

Adjournment

At 11:49 a.m., on a motion by Mr. Skarda, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 22, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams and Kjar who were excused.

Corrections for the Journal

Page 827, line 15, show the first word "or" as stricken.

The Journal for the Fifty-fifth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Appropriations and Claims

LB 316	Tuesday, March 28, 1961	2:00 p.m.

Judiciary

LB 347	Wednesday, March 29, 1961	2:00 p.m.
LB 468	Wednesday, March 29, 1961	2:00 p.m.
LB 505	Wednesday, March 29, 1961	2:00 p.m.
LB 507	Wednesday, March 29, 1961	2:00 p.m.
LB 376	Thursday, March 30, 1961	2:00 p.m.
LB 388	Thursday, March 30, 1961	2:00 p.m.
LB 393	Thursday, March 30, 1961	2:00 p.m.
LB 463	Thursday, March 30, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on March 21, 1961, at 2:30 p.m.: LB 99 LB 239 LB 308

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 568. Replaced on Select File as amended.

E and R amendments to LB 568:

1. Strike Standing Committee Amendment 2.

2. In section 7, line 170, strike "paragraph" and insert "paragraph *subdivision*".

LEGISLATIVE BILL 208. Replaced on Select File.

LEGISLATIVE BILL 400. Correctly engrossed.

LEGISLATIVE BILL 302. Correctly re-engrossed.

LEGISLATIVE BILL 196. Correctly engrossed.

LEGISLATIVE BILL 332. Correctly enrolled.

LEGISLATIVE BILL 240. Correctly enrolled.

LEGISLATIVE BILL 481. Correctly enrolled.

LEGISLATIVE BILL 299. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 332 LB 240 LB 481 LB 299

RESOLUTIONS

LEGISLATIVE RESOLUTION 14.

Mr. Bridenbaugh requested unanimous consent to lay over LR 14 until Friday, March 24.

Mr. Staubitz objected.

Mr. Bridenbaugh moved to lay over LR 14 until Friday, March 24.

The Bridenbaugh motion prevailed with 36 ayes, 4 nays, and 3 not voting.

Visitors

Mr. Gerdes introduced Mr. and Mrs. John Leineman of Scottsbluff; Mr. Glen Bruns of Chappell; Mr. Louis Miller of Gurley; and Mr. Bennie Herbolsheimer of Sidney.

Mr. Erlewine introduced Mr. Allen W. Davidson of Lamar.

Member Excused

Mr. McHugh was excused for a short period.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 397.

A BILL FOR AN ACT to amend section 32-313, Reissue Revised Statutes of Nebraska, 1943, relating to substitution of municipal courts for the justice of peace and police judge in cities of the metropolitan and primary classes; to provide that such municipal courts shall be substituted for the justice of peace and police judge within the boundaries of such cities as such boundaries are now or hereafter established; to provide a rule for construction of the original section; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Adams
Kjar
McCosh
McHugh
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 396.

A BILL FOR AN ACT to amend section 5-106, Reissue Revised Statutes of Nebraska, 1943, relating to justice of peace districts and the boundaries thereof; to provide that Douglas County shall constitute one justice of peace district; to reduce the number of said justice of peace districts and to renumber said districts; to provide that the act shall become operative on the first Thursday after the first Tuesday in January, 1963; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adams
Kjar
McHugh
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 395.

A BILL FOR AN ACT to amend section 26-116, Reissue Revised Statutes of Nebraska, 1943, relating to jurisdiction of municipal courts in cities of the metropolitan and primary classes; to provide that such courts shall have jurisdiction coextensive with the boundaries of the justice of peace districts in which such courts are located; to provide a rule for construction of the original section; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Ruhnke

Not voting, 4:

Adams
Kjar
McHugh
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 318.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful to loiter about any jail, as prescribed; to make it unlawful to fail or refuse to leave the vicinity of any jail when ordered to do so; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 0.

Not voting, 5:

Adams
Kjar
McHugh
Munnelly
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 386.

A BILL FOR AN ACT relating to clerks of the district court; to require clerks to report judicial statistics to the Supreme Court and to the Nebraska District Court Judges Association; and to prescribe the data to be included in such reports.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Kjar
McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 387.

A BILL FOR AN ACT to amend section 24-303, Reissue Revised Statutes of Nebraska, 1943, relating to district court judges; to eliminate obsolete matter therefrom; to provide the authority of the Supreme Court to assign judges to other districts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Kjar
McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 271.

A BILL FOR AN ACT to amend section 1-107, Revised Statutes Supplement, 1959, relating to accountants; to extend the time a public accountant may serve as a member of the Nebraska State Board of Public Accountancy; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Kjar
McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 506.

A BILL FOR AN ACT to amend section 25-1506, Revised Statutes Supplement, 1959, relating to foreclosure of mortgages; to change the period for stay of foreclosure of prescribed mortgages; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 2:

Ruhnke
Vosoba

Not voting, 3:

Adams
Adamson
Kjar

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 394.

A BILL FOR AN ACT to amend section 25-1912, Reissue Revised Statutes of Nebraska, 1943, and sections 29-2020, 29-2306, and 29-2315.01, Revised Statutes Supplement, 1959, relating to the review of criminal cases in the Supreme Court; to make the procedure concerning the ordering, preparing, signing, filing, correcting, and amendment of the bill of exceptions in such cases and the procedure for the reversal, vacation, or modification of judgments and sentences under the criminal code by the Supreme Court substantially the same as the procedure with respect to said matters in civil cases; to make unnecessary the filing of a petition in error in the Supreme Court in such cases; to provide for the issuance of a writ of error by the Clerk of the Supreme Court upon receipt by him from the clerk of the district court of copy of the notice of appeal and, where no poverty affidavit is filed, of the docket fee; to require that a request for suspending the execution of the sentence in criminal cases be included in the notice of appeal where such suspension is desired; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Adams
Kjar

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 405.

A BILL FOR AN ACT relating to school lands; to provide that any person to be eligible to bid on school land leases must furnish a certified check as specified; and to provide for forfeiture.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Adams
Kjar

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 556. With emergency.

A BILL FOR AN ACT to amend section 8-410, Revised Statutes Supplement, 1959, relating to industrial loan and investment companies; to increase the amount of interest industrial loan and investment companies may pay on certificates of indebtedness; to harmonize with previous legislation; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 29:

Bowen
Bridenbaugh
Claussen
Diers
Fleming
Forrester
Gerdes
Hasebroock
Jensen
Klaver
Lautenschlager
Marvel
McCosh
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 9:

Brandt
Burbach
Gerhart
Knight
McHugh
Moulton
Peck
Stromer
Vosoba

Not voting, 5:

Adams	Craft	Erlewine	Kjar
Adamson			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Romans introduced Mrs. Arthelia Ramsey and Mrs. Rudolf Mettenbrent of Arcadia.

Mr. Stryker introduced Sister M. Camilla and Sister M. Gerard, Teachers, and thirty-three students from St. John's School, Prague.

Member Excused

Mr. Rasmussen was excused for Friday, March 24, 1961.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Education be permitted to introduce a bill, the purpose and intent of which is stated by Elmer H. Mahlin of the Board of Educational Lands and Funds as follows:

This bill would authorize the Board of Educational Lands and Funds to establish and maintain a branch office in the state and to declare an emergency.

The field office established in 1956 consists of office space for the field representative at Ogallala, Nebraska, where he has many requests for information from leaseholders in the western part of the state. No stenographic help is employed there.

The State Auditor, in his latest audit, brought rather forcefully to the attention of the Board the fact it did not have authority to rent and lease office space, which it has been doing since July of 1956.

The request, therefore, is for authorization to rent or lease office space outside of the head office in the Capitol Building to better and more efficiently perform the services required of the Board of Educational Lands and Funds. The present rental is $47.50 per month.

(Signed) George Syas, Chairman

Permission to introduce the bill granted with 32 ayes, 0 nays, and 11 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 685. By Committee on Education, George Syas, 4th District, Chairman.

A BILL FOR AN ACT relating to school lands; to authorize the Board of Educational Lands and Funds to establish and maintain a branch office in the state; and to declare an emergency.

MESSAGE FROM THE GOVERNOR

March 21, 1961

Mr. President, Mr. Speaker and
Members of the Legislature

Gentlemen and Mrs. Orme:

I herewith respectfully submit the name of Louis Findies of Pawnee City, Nebraska, to serve as a member of the Game, Forestation and Parks Commission from District One for the term expiring January 15, 1966.

In addition, I respectfully submit the name of John Hossack to serve as State Engineer for the term expiring January 3, 1963.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Referred to the Committee on Committees.

UNANIMOUS CONSENT—Withdraw LB 457

Mr. President: My constituents, who requested the legislation proposed in LB 457, have been convinced that they should first develop a feasible control program for the use of chemicals in the agricultural lands to be irrigated. They have informed me that they wish to withdraw their request, so I respectfully request the unanimous consent of the Legislature to withdraw LB 457. (Signed) Ernest H. Staubitz

Request pending. Laid over.

SELECT FILE

LEGISLATIVE BILL 155. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 284. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

Speaker Thompson Presiding

LEGISLATIVE BILL 418. E and R amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for engrossment with 28 ayes, 4 nays, and 11 not voting.

LEGISLATIVE BILL 81. Advanced to E and R for engrossment.

LEGISLATIVE BILL 461. Advanced to E and R for engrossment.

LEGISLATIVE BILL 367. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 569. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Forrester introduced Mr. Louis Hagen, Superintendent, and eighteen students from Mason City High School.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 495	Tuesday, March 28, 1961	2:00 p.m.
LB 496	Tuesday, March 28, 1961	2:00 p.m.
LB 632	Tuesday, March 28, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 603. Placed on General File as amended.

Standing Committee amendment to LB 603:

1. Amend section 1 of the bill, line 50, by striking ". Provided, for" and inserting "; *Provided, for that in no event shall the loss of the state apportionment because of the employment of an unqualified teacher be less than ten per cent of the total entitlement of that district.*"

LEGISLATIVE BILL 425. Placed on General File.

(Signed) George Syas, Chairman

UNANIMOUS CONSENT—Discuss Statement

Mr. McCosh requested unanimous consent for permission to discuss the matter of a committee statement at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 366. Laid over until Monday, March 27, at the request of Mr. Hasebroock.

LEGISLATIVE BILL 114. Considered.

Mr. Nelson offered the following amendment which was adopted:

1. Amend Standing Committee Amendment No. 3, lines 4 to 6 by striking the new matter and inserting "*, but the per diem and expenses shall not exceed three thousand dollars per person per annum*" before the period.

Mr. Burbach offered the following amendment which was adopted:

1. Amend the Nelson amendment by striking *"three thousand"* and inserting *"one thousand"* in lieu thereof.

Laid over until Friday, March 24, at the request of Mr. Stryker.

LEGISLATIVE BILL 258. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Wylie introduced Messrs. L. H. Vanderheiden and Joseph G. Klathe of Elgin, and Mr. Wallace Cook of Neligh.

LEGISLATIVE BILL 445. Read and considered.

President Burney Presiding

Mr. Ruhnke moved to indefinitely postpone.

Mr. Peck moved the previous question.

The Peck motion prevailed with 29 ayes, 3 nays, and 11 not voting.

The Ruhnke motion to indefinitely postpone lost with 5 ayes, 29 nays, and 9 not voting.

Advanced to E and R for review with 29 ayes, 6 nays, and 8 not voting.

Visitors

Mr. Brandt introduced Mrs. Anna Andrews, Teacher, Mmes. Norman Clark, Carrol Isaacs, Calvin LaFollette and Dwain Hogancamp, Parents, and twenty-three students of the Fifth and Sixth Grades, Unadilla Public School.

Mr. Craft introduced Dr. John Baker of Sutherland.

LEGISLATIVE BILL 459. Read and considered.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend Section 1, line 7, after the word "administered", by adding, "and the analysis thereof".

Advanced to E and R for review with 35 ayes, 1 nay, and 7 not voting.

Announcement

Mr. Ruhnke announced that the Unicameral Prayer Breakfast will be held tomorrow morning at 7:30 a.m. at the Lindell Hotel.

UNANIMOUS CONSENTS—Executive Session

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to meet in executive session at 1:00 p.m., this afternoon, in the Railway Commission hearing room.

No objections. So ordered.

Mr. Romans requested unanimous consent for permission for the Labor and Public Welfare Committee to meet in executive session at 1:00 p.m., March 23, 1961.

No objections. So ordered.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 296. Placed on General File as amended.

Standing Committee amendments to LB 296:

1. Amend section 1 by striking lines 37 to 39 and inserting the following: "*territory of such proposed village is within the area in which any existing, incorporated municipality has zoning jurisdiction. The above prohibition against incorporation of a village shall not apply (1) in cases where the nearby existing incorporated municipality fails to file a written protest with the county board within ten days after the municipality has received notice in writing that the inhabitants of the proposed village have filed a petition for incorporation with the county board, which notice shall be sent by the county clerk within ten days of the filing of such petition, nor (2) in cases where the proposed village can be annexed to the existing municipality under applicable state laws and a majority of the inhabitants have requested annexation, but the existing municipality has failed or neglected to duly annex such proposed village area within a period of sixty days after request for annexation.*".

2. Immediately after section 1, insert a new section to be known as section 2 and to read as follows:

"Sec. 2. *When a county board shall have entered an order declaring any village or the county as incorporated, it shall be conclusively presumed that said incorporation and all proceedings in connection therewith are valid in all respects notwithstanding some defect or defects may appear on the face of the record, or the absence of any record, unless an action shall be brought within one year from the date of entry of such order of the county board, attacking its validity.*".

3. Renumber original section 2 as section 3.
4. Amend the bill by striking original section 3.
5. Amend the title to conform.

(Signed) Kenneth L. Bowen, Chairman

Education

LEGISLATIVE BILL 631. Indefinitely postponed.

(Signed) George Syas, Chairman

Adjournment

At 11:56 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 23, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Jensen, Kjar, and Munnelly who were excused.

The Journal for the Fifty-sixth Day was approved.

Member's Birthday

Mr. Peck announced that today is Mr. Webb's birthday, and the members sang Happy Birthday to him.

MESSAGE FROM THE GOVERNOR

March 23, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 22, 1961, I approved LB 491, LB 381, LB 372, LB 205, LB 305, LB 178, LB 162, LB 161, LB 309, LB 301, LB 245, LB 244, LB 243, and LB 83.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Presented to the Governor

Presented to the Governor for approval on March 22, 1961, at 3:30 p.m.: LB 240 LB 299 LB 332 LB 481

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 431. Placed on General File as amended.

Standing Committee amendments to LB 431:

1. Amend Section 1 of the bill by striking lines 3 to 45 and inserting the following:

"44-231. Any domestic company, association or society, hereinafter called company, may change its articles of incorporation ~~and methods of doing business,~~ but only in the manner and upon the conditions hereinafter set forth. (1) The board of directors of such company shall adopt, by a two-thirds vote of all of the directors thereof, amended articles of incorporation. (2) *Not less than forty-five days before the meeting of the stockholders or members at which the proposed amendments are to be considered,* ~~Such~~ *such* amended articles, with all matters relating thereto, shall be submitted to the Department of Insurance for examination and orders thereon. If satisfied that the interests of the policyholders of such company, and all concerned, are properly protected, and that no reasonable objections exist to such amended articles, the department may approve the same, or it may modify or change them, as it may deem best for the interest of those affected. *If the proposed amendment of the articles of incorporation effects a change in the corporate structure from that of a mutual company to a stock company,* ~~The~~ *the* department shall also make such orders with reference to the distribution of any existing or future surplus of such company as may be just and equitable to the policyholders. The department shall duly safeguard the interests of all parties affected, and especially the interests of the policyholders. (3) If the Department of Insurance proposes any changes or modifications of the amended articles proposed, they shall be in turn submitted to and be adopted by a two-thirds vote of all of the directors of such company. Such amended articles as originally adopted, or readopted, as the case may be, shall then be submitted to the stockholders or members of the company for approval at a regular meeting or a special meeting thereof. ~~called for that purpose, notice of which, together with a copy of the proposed amended articles, shall be sent by mail to the last known address of each person entitled to vote at such meeting.~~ *Except as hereinafter provided, notice of such a special meeting, together with a description of the proposed amendment to the articles of incorporation shall be mailed to each stockholder or member at his last known address* at least thirty days prior thereto.

If such amended articles of incorporation are to be considered at a regular annual meeting of the members or stockholders, the

Director may require the giving of the same notice as is required for a special meeting.

If such amended articles of incorporation are to be considered at a special meeting of the members of a mutual or assessment company or at a regular annual meeting thereof, notice of which has been required, the Director may, upon application of the board of directors of such company, permit the company to exclude from the members entitled to notice those who in the opinion of the Director are not reasonably ascertainable.

If the proposed amendment of the articles of incorporation effects a change in the corporate structure from that of a mutual company to a stock company, there ~~There~~ shall also be enclosed with such notice a copy of the approval of the Department of Insurance and its orders as to the disposition and distribution of the surplus assets of such company. If such amended articles are approved by a two-thirds vote of all the stock of the company, or by a vote of two-thirds of all members voting at such meeting, in person or by proxy, if a mutual or assessment company, then they shall be filed in the same office as if they were original articles, and the same notice shall be published."

LEGISLATIVE BILL 441. Placed on General File as amended.

Standing Committee amendments to LB 441:

1. Add a new section to be known as section 4, and to read as follows:

"*Section 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.*"

2. Amend the title to conform.

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 271. Correctly enrolled.

LEGISLATIVE BILL 318. Correctly enrolled.

LEGISLATIVE BILL 386. Correctly enrolled.

LEGISLATIVE BILL 387. Correctly enrolled.

LEGISLATIVE BILL 394. Correctly enrolled.

LEGISLATIVE BILL 395. Correctly enrolled.

LEGISLATIVE BILL 396. Correctly enrolled.

LEGISLATIVE BILL 397. Correctly enrolled.

LEGISLATIVE BILL 405. Correctly enrolled.

LEGISLATIVE BILL 506. Correctly enrolled.

LEGISLATIVE BILL 556. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 271 LB 318 LB 386 LB 387 LB 394 LB 395 LB 396 LB 397 LB 405 LB 506 LB 556

Reference Committee Report

LB	Committee
685	Education

(Signed) Dwight W. Burney
Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 179. With emergency.

A BILL FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 173, Seventy-second Session, Nebraska State Legislature, 1961, relating to education; to change the requirements to be met for transfer of land from one school district to another; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Adams
Adamson
Bowen
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Nelson

Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Webb
Wylie

Voting in the negative, 6:

Brandt
Diers
Marvel
Ruhnke
Thompson
Vosoba

Not voting, 4:

Jensen
Kjar
Munnelly
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 280.

A BILL FOR AN ACT to amend section 37-610, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 27, Seventy-second Session, Nebraska State Legislature, 1961, relating to game and fish; to provide for return, to the person from whom seized, of guns, legal fish nets, or other hunting and fishing equipment; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 1:

Vosoba

Not voting, 3:

Jensen
Kjar
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 409.

A BILL FOR AN ACT to amend section 35-101, Reissue Revised Statutes of Nebraska, 1943, and section 77-1611, Revised Statutes Supplement, 1959, relating to taxation; to exempt volunteer members in good standing in any fire company or hook and ladder company from payment of the poll tax; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Adamson

Not voting, 3:

Jensen
Kjar
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Executive Session

Mr. Romans requested unanimous consent for permission for the Labor and Public Welfare Committee to meet in executive session Monday, March 27, at 1:00 p.m., rather than today as previously requested. No objections. So ordered.

Member Excused

Mr. Craft was excused for Monday, March 27, and Tuesday, March 28.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 335. Placed on Select File as amended.

E and R amendments to LB 335:

1. In section 1, line 19, strike the comma after "apply" as in the statutes.

2. In Standing Committee Amendment 1, insert "and show the same as stricken," before "and" in both lines 2 and 3.

3. Strike the second sentence of Standing Committee Amendment 2.

4. In the new matter, transferred from lines 56 to 58 of section 3 to line 61 of the same section by Standing Committee Amendment 2, strike "*or shall*" and insert "*nor*".

5. In section 3, line 74, strike the comma and show the same as stricken.

LEGISLATIVE BILL 198. Placed on Select File as amended.

E and R amendment to LB 198:

1. In the title, insert "entirely" at the end of line 6.

LEGISLATIVE BILL 213. Placed on Select File as amended.

E and R amendment to LB 213:

1. In the title, insert "to prohibit sales with knowledge that the section is to be violated; to provide what shall constitute prima facie proof;" at the end of line 6.

LEGISLATIVE BILL 214. Placed on Select File as amended.

E and R amendment to LB 214:

1. In the title, line 4, insert "to provide when it shall be unlawful to brand except with a hot iron; to provide penalties;" after the semicolon.

LEGISLATIVE BILL 215. Placed on Select File as amended.

E and R amendments to LB 215:

1. In section 3, line 9, strike "deficit increased" and insert "any deficit incurred".

2. In the title, line 7, strike "may" and insert "shall"; in line 8, strike "and"; and in line 9, insert "; to provide an operative date; and to declare an emergency" after "bond".

LEGISLATIVE BILL 304. Correctly engrossed.

LEGISLATIVE BILL 81. Correctly engrossed.

LEGISLATIVE BILL 461. Correctly engrossed.

(Signed) William B. Brandt, Chairman

SELECT FILE

LEGISLATIVE BILL 568. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 208.

Mr. McHugh moved that LB 208 be indefinitely postponed.

Mr. Gerdes moved the previous question. The motion prevailed with 28 ayes, 8 nays, and 7 not voting.

Mr. McHugh requested a record vote.

Voting in the affirmative, 10:

Bridenbaugh
Erlewine
Forrester
McHugh
Nelson
Peck
Rasmussen
Ruhnke
Stryker
Webb

Voting in the negative, 28:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Gerhart
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
Moulton
Orme
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Wylie

Not voting, 5:

Jensen
Kjar
Klaver
Munnelly
Waldo

The McHugh motion to indefinitely postpone lost.

Mr. Stryker requested unanimous consent that the following amendment be adopted:

1. Amend section 1 of the bill, line 12 by inserting "*, to be expended upon the approval of the Governor*" before the period.

Mr. Stryker requested unanimous consent to hold the bill over until Monday, March 27.

Mr. Syas objected.

Mr. Moulton objected to the Stryker amendment.

Mr. Stryker moved that LB 208 be returned to General File for the foregoing specific amendment.

The motion lost with 13 ayes, 23 nays, and 7 not voting.

Visitors

Mr. Skarda introduced Dorothy Lusk, President, and eighteen members of the Teamster Auxiliary of Omaha and Council Bluffs.

Mr. Stalder introduced Judge Virgil Falloon of Falls City.

Mr. Rasmussen moved that LB 208 be returned to General File for the following specific amendments:

1. Amend the bill by inserting a new section to be known as section 1 and to read as follows:

"Section 1. That section 66-424.01, Revised Statutes Supplement, 1959, be amended to read as follows:

66-424.01. The Gasoline Tax Fund shall be distributed by the State Treasurer as follows:

(1) The State Treasurer shall first make all refunds, as provided in sections 66-413 and 66-414, and credit to the Division of Motor Fuels of the Department of Agriculture and Inspection such amount of the Gasoline Tax Fund as shall be necessary, in addition to such other funds as may be available for that purpose, to pay the cost of administering and enforcing the motor vehicle fuel tax laws of this state; *Provided,* that in no event shall the amount so credited exceed one per cent of the total Gasoline Tax Fund collected;

(2) The State Treasurer shall then pay all warrants drawn by the Auditor of Public Accounts for all refunds and for such amount as shall be necessary to provide the identifying chemicals as provided in section 66-447*, and shall then transfer to the State*

Park Fund an amount equivalent to a tax of one-sixth of a cent on each gallon of gasoline, which transfer shall be made in the year 1962 and annually thereafter for ten years to and including the year 1971 ;

(3) Fifteen per cent of the remainder of the Gasoline Tax Fund after making the deductions as provided in subdivisions (1) and (2) of this section shall then be transferred to the various county treasurers of the state in the same manner as provided in section 66-422 and shall be used as provided in sections 39-1001 to 39-1009;

(4) Twenty-four per cent of the remainder of the Gasoline Tax Fund after making the deductions as provided in subdivisions (1) and (2) of this section shall be transferred to the various county treasurers of the state in the same manner and for the same uses as provided in in sections 66-422 and 66-423; and

(5) The other sixty-one per cent of the remainder of the Gasoline Tax Fund after making the deductions as provided in subdivisions (1) and (2) of this section shall be transferred to the Department of Roads in the same manner and for the same uses and purposes as provided in section 66-424.

2. Amend the bill by renumbering original sections 1 and 2 as sections 2 and 3, respectively.

3. Amend renumbered section 2, line 1, by striking "Section" and inserting "Sec."; and by striking lines 7 to 12, showing the old matter as stricken, and inserting "fund shall consist of the portion allocated to such fund under the provisions of subdivision (2) of section 66-424.01.".

4. Amend renumbered section 3, line 1, by striking "section" and inserting "sections 66-424.01 and "; and in line 2 by striking "is" and inserting "are".

Mr. Russillo moved the previous question. The motion prevailed with 25 ayes, 6 nays, and 12 not voting.

Speaker Thompson Presiding

Mr. Rasmussen requested a record vote.

Voting in the affirmative, 7:

Bridenbaugh
Erlewine
Gerhart
McHugh
Rasmussen
Ruhnke
Webb

Voting in the negative, 28:

Adams
Adamson
Bowen
Brandt
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Romans
Russillo
Skarda
Staubitz
Stromer
Syas
Thompson
Vosoba
Wylie

Not voting, 8:

Burbach
Jensen
Kjar
Klaver
Munnelly
Stalder
Stryker
Waldo

The Rasmussen motion to return to General File lost.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 584. Indefinitely postponed.

LEGISLATIVE BILL 509. Indefinitely postponed.

LEGISLATIVE BILL 511. Indefinitely postponed.

LEGISLATIVE BILL 609. Placed on General File.

(Signed) Sam Klaver, Chairman

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LB 175	Wednesday, April 19, 1961	2:00 p.m.
LB 223	Wednesday, April 19, 1961	2:00 p.m.
LB 513	Wednesday, April 19, 1961	2:00 p.m.
LB 549	Wednesday, April 26, 1961	2:00 p.m.
LB 120	Wednesday, April 26, 1961	2:00 p.m.
LB 383	Wednesday, April 26, 1961	2:00 p.m.
LB 676	Wednesday, April 26, 1961	2:00 p.m.

Visitors

Mr. Waldo introduced Mr. Darrell L. Cottingham, instructor of the Modern Problems Class, and forty-two students from Beatrice Senior High School.

GENERAL FILE

LEGISLATIVE BILL 319. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-fifth Day was adopted.

Mr. Ruhnke offered the following amendment:

1. Amend the bill by striking lines 1 to 6 and inserting the following:

"Section 1. No political subdivision of the State of Nebraska shall introduce fluorides into the water supply under its control in accordance with the rules and regulations on fluoridation of water supplies promulgated by the Department of Health of the State of Nebraska until approved by a majority of the electors of such political subdivision, provided, however, this shall not apply to political subdivisions which now introduce fluorides into the water supply under their control."

Mr. Russillo offered the following amendment which was adopted:

1. Amend the Ruhnke amendment, line 1, by striking "striking lines 1 to 6" and inserting in lieu thereof, "adding after line 6"; amend line 3, by striking "Section 1."; and amend the title to conform.

The Ruhnke amendment was adopted as amended.

Laid over until Monday, March 27, at the request of Mr. Fleming.

LEGISLATIVE BILL 532. Read and considered.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

President Burney Presiding

LEGISLATIVE BILL 559. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Mr. Lautenschlager offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 2 by striking the comma and inserting "having full knowledge that the motor vehicle is".

Mr. Ruhnke Presiding

Mr. Lautenschlager moved to advance LB 559 to E and R for review.

The motion lost with 15 ayes, 17 nays, and 11 not voting.

Laid over at the request of Mr. Waldo.

UNANIMOUS CONSENT—Withdraw LB 457

Mr. Staubitz renewed his pending request to withdraw LB 457 found in the Legislative Journal for the Forty-sixth Day.

There were no objections, and LB 457 was withdrawn.

Adjournment

At 11:50 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 24, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by Mr. Hasebroock.

The roll was called and all members were present except Messrs. Munnelly, Rasmussen, and Vosoba who were excused.

The Journal for the Fifty-seventh Day was approved.

MESSAGE FROM THE GOVERNOR

March 23, 1961

Mr. President, Mr. Speaker and
Members of the Legislature

Gentlemen and Mrs. Orme:

I am respectfully returning LB 148 to your Honorable Body without my signature.

Upon considering the measure, it was my feeling that the language left some doubt as to whether the interests of some businesses would be adequately protected. I therefore urge that the Legislature give further consideration to the problems involved, and to make this possible I have had a bill drafted which I will recommend and which I trust will provide a basis for assuring adequate protection to all concerned.

Sincerely,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:ojf

Communication

Letter from Mr. Ben W. Fortson, Jr., Secretary of State of the State of Georgia, transmitting a copy of Senate Resolution No. 139 to each member of the Legislature.

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 572 Wednesday, April 12, 1961 2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on March 23, 1961, at 3:30 p.m.: LB 271 LB 318 LB 386 LB 387 LB 394 LB 395 LB 396 LB 397 LB 405 LB 506 LB 556

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 568. Replaced on Select File as amended.

E and R amendments to LB 568:

1. In line 1 of Enrollment and Review Amendment 2, adopted March 23, 1961, strike "7" and insert "1".

2. In the title, line 12, strike "any" and insert "a".

LEGISLATIVE BILL 247. Placed on Select File as amended.

E and R amendment to LB 247:

1. For correlation purposes, after the second comma in line 2 of both sections 1 and 2, and after the second comma in line 3 of the title, insert "as amended by section 1, Legislative Bill 172, Seventy-second Session, Nebraska State Legislature, 1961,"; and, immediately after line 66 in section 1, insert:

"(8) The commission, with the approval of the Governor, shall have authority to establish and maintain its principal office and its books, papers, and records at such place in the state as it shall determine. The commission shall not have authority to purchase its principal office quarters.".

LEGISLATIVE BILL 171. Placed on Select File as amended.

E and R amendments to LB 171:

1. In section 1, strike the first comma in line 6; strike "or" before "cosmetologists" and before "hairdressers" in line 6; in line

7, strike "his or herself" and insert "himself"; strike the second comma in line 13; in line 32, strike "demonstration" and insert "demonstrations"; strike line 34, and insert "demonstrators, salon"; in line 38, insert a comma after "and"; in line 43, insert a comma after "and"; in line 52, strike "instructions" and insert "instruction"; in line 76, insert a comma after "respectively"; in line 78, insert a comma after "cosmetology"; in line 85, insert "health for" after "of"; in line 86, strike "and"; and in line 88, strike the period and insert "; and".

2. In section 2, line 3, strike "or herself".

3. In section 3, lines 1 and 2, strike ", copartnership, association or corporation, foreign or domestic,"; and in lines 3 and 4, strike ", herself, or itself".

4. In section 4, line 10, insert "and" after the comma; and in line 31, strike the second "the" and insert "this".

5. In section 5, lines 2 and 4, strike "or her"; and in line 5, insert a comma after "duty".

6. In section 8, line 3, strike "sections" and insert "section"; strike lines 11 to 30, and all amendments thereto, and insert: "satisfied the following requirements:

(a) Completion of either a complete course of cosmetology in a school of cosmetology, including study of all or the majority of practices of cosmetology, consisting of at least eighteen hundred hours of training in a three-year period of time, but not to exceed eight hours in any one day, or service as an apprentice in a beauty salon for a period of not less than eighteen hundred hours of training over a minimum period of ten months, but not to exceed eight hours in any one day; or

(b) When application is made for a license to engage in one or a combination, but less than all, of the practices of cosmetology, completion of such proportionate hours of training in such practice or practices and such other subjects as are necessarily related thereto as the board shall uniformly determine; and

(c) Passage of the examination required by the provisions of this act."; and in line 54, strike "of such".

7. In section 9, lines 1 and 2, strike ", firm, corporation, or association shall" and insert "may"; in lines 8 and 9, strike "after the effective date of this act"; in line 14, strike "shop" and insert "salon"; and in line 35, strike "firm or corporation".

8. In section 10, line 16, strike "therein prescribed" and insert "prescribed in section 8 of this act".

9. In section 13, line 6, insert "application for" after "which"; also in line 6, strike "applied" and insert "made"; and in line 12, insert "the" after "of".

10. In section 14, line 15, strike the quotation marks; and in line 15 and line 16, strike "or her".

11. In section 15, strike line 20, and insert:

"Apprentice, annual renewals .... no fee;"; and in line 27, strike "(b)" and insert "(2)".

12. In section 16, line 6, strike ", firms, or corporations"; and in lines 9, 11, and 12, strike "or her".

13. In section 17, line 2, strike the comma and insert "and"; in line 10, insert "was issued" after "license"; in line 12, insert "application for" after "which"; in line 13, strike "applied" and insert "made"; and in lines 15 and 16, strike "as defined in section 1 of this act,".

14. In section 18, line 2, insert a comma after "act"; in line 11, strike "salon or school" and insert "salons or schools"; in line 18, strike "certificates" and insert "certificate"; in line 22, strike "studying" and insert "who,"; and in line 23, strike "to become" and insert ", is".

15. In section 19, line 1, strike "This" and insert "The"; in lines 10 and 11, strike "herein provided for" and insert "required by this act"; in line 16, strike "or her"; in line 41, strike "duces tecum"; and in line 44, strike "and subpoenas duces tecum".

16. In section 20, line 9, strike "or she"; and in line 10, strike "or herself".

17. In section 21, strike line 6, and insert "owner of any beauty salon or school of cosmetology"; and in line 9 insert "of cosmetology" after "school".

18. In section 23, line 1, strike the second "of" and insert "or"; and in line 3, strike "or her".

19. In section 24, lines 5 and 12, strike "or her"; in lines 7 and 8, strike "prior to" and insert "on or before"; in line 10, insert "or license" after "certificate"; in line 12, strike "assume" and insert "resume the"; and in line 13, strike "or occupation" and insert "of cosmetology".

20. In section 26, line 8, strike the comma; and also in line 8, insert a comma after "shall" and after "thereof".

21. In section 27, line 8, strike "cost" and insert "costs".

22. Amend Standing Committee Amendment 2 to read "Amend section 1, line 68, by inserting 'but not including a beauty salon within the meaning of this act' after 'students'."

23. In Standing Committee Amendment 6, line 3, strike the period and insert a period at the end of the line.

24. In Standing Committee Amendment 7, line 9, strike the period and insert a period at the end of the line.

25. In Standing Committee Amendment 9, line 6, strike the period and insert a period at the end of the line.

26. In Standing Committee Amendment 12, line 4, strike "which" and insert "whom"; and in line 5, strike the period and insert a period at the end of the line.

27. In Standing Committee Amendment 13, line 5, strike "instructor" and insert "instruction"; and strike line 11 and insert "of subdivision (11) of section 1 of this act".

28. In the title, line 5, insert "to provide for fees;" after the semicolon.

LEGISLATIVE BILL 258. Placed on Select File as amended.

E and R amendment to LB 258:

1. In the title, line 4, insert "in counties having less than two hundred thousand inhabitants" after "that".

LEGISLATIVE BILL 445. Placed on Select File.

LEGISLATIVE BILL 459. Placed on Select File as amended.

E and R amendment to LB 459:

1. In the title, line 4, insert "and analyzing" after "administering".

LEGISLATIVE BILL 155. Replaced on Select File as amended.

E and R amendment to LB 155:

1. In Enrollment and Review Amendment 7, line 3, insert "improvement and development" after "county".

LEGISLATIVE BILL 367. Replaced on Select File as amended.

E and R amendments to LB 367:

1. In section 2, insert "Such classification" at the end of line 13.

2. In the Syas General File Amendment, line 5, insert an underscored comma after "*Provided*".

LEGISLATIVE BILL 218. Replaced on Select File as amended.

E and R amendments to LB 218:

1. In renumbered section 8, strike line 17, and insert "*publication of such notice fails*".

2. In renumbered section 11, line 10, insert an underscored comma after "*property*" and strike the comma after "*thereof*".

3. In renumbered section 13, line 2, strike "39-764,".

4. In the title, line 2, strike "39-764,"; and in lines 27 to 29, strike "to provide for stopping for school buses or streetcars on divided highways;".

LEGISLATIVE BILL 284. Correctly engrossed.

LEGISLATIVE BILL 418. Correctly engrossed.

LEGISLATIVE BILL 569. Correctly engrossed.

LEGISLATIVE BILL 409. Correctly enrolled.

LEGISLATIVE BILL 280. Correctly enrolled.

LEGISLATIVE BILL 179. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 409 LB 280 LB 179

RESOLUTIONS

LEGISLATIVE RESOLUTION 14.

Mr. Lautenschlager moved that LR 14 be adopted.

Mr. Thompson requested a Call of the House.

A Call of the House was ordered and showed 40 members present.

Mr. Romans moved that the Call be raised. The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

The Lautenschlager motion to adopt LR 14 prevailed with 24 ayes, 5 nays, and 14 not voting.

Visitors

Mr. Erlewine introduced Messrs. Lowell Schroder and George Gengenbach of Grant.

Mrs. Orme introduced Mr. Richard Kaufman of Lincoln.

Mr. Gerdes introduced Mrs. Bob Rauner of Gurley.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 88.

A BILL FOR AN ACT to amend section 81-2,119, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Agriculture and Inspection; to provide that the department may authorize any qualified local health board to perform prescribed inspections within its area of jurisdiction; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Jensen
Munnelly
Rasmussen
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 267. With emergency.

A BILL FOR AN ACT to amend section 80-407, Reissue Revised Statutes of Nebraska, 1943, relating to soldiers and sailors;

to provide that members of the county service committee shall be ineligible to serve as county service officers or assistant county service officers; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Jensen
Munnelly
Peck
Rasmussen
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 167.

A BILL FOR AN ACT to amend section 55-151, Reissue Revised Statutes of Nebraska, 1943, relating to the military department; to authorize a rental charge for the use of National Guard armories and facilities; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar

Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 1:

Adams

Not voting, 3:

Munnelly
Rasmussen
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 170.

A BILL FOR AN ACT to amend section 55-201, Reissue Revised Statutes of Nebraska, 1943, relating to the State Guard; to authorize the organization of military forces, as prescribed, whenever the Governor shall declare an emergency; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Russillo
Skarda
Stalder
Stryker
Syas
Webb
Wylie

Voting in the negative, 7:

Adams
Craft
Diers
Marvel
Ruhnke
Staubitz
Thompson

Not voting, 6:

Erlewine
Munnelly
Rasmussen
Stromer
Vosoba
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 307. With emergency.

A BILL FOR AN ACT to amend section 17-949, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class or villages; to remove the prohibition against closing portions of parks as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Munnelly
Rasmussen
Stryker
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 285. With emergency.

A BILL FOR AN ACT to amend section 81-822, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Commission on Intergovernmental Cooperation; to eliminate the restriction on the amount that may be expended for prescribed expenses; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft

Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Munnelly
Rasmussen
Stryker
Syas
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 168.

A BILL FOR AN ACT to amend section 55-101, Reissue Revised Statutes of Nebraska, 1943, relating to the military department; to harmonize with other legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 1:

Adams

Not voting, 4:

Munnelly
Rasmussen
Stryker
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 286. With emergency.

A BILL FOR AN ACT to amend section 49-905, Reissue Revised Statutes of Nebraska, 1943, relating to the Commission on Uniform State Laws; to eliminate the restriction on the amount that may be appropriated for prescribed purposes; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Adamson
Bowen
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Waldo
Webb
Wylie

Voting in the negative, 2:

Adams
Brandt

Not voting, 6:

Erlewine
McCosh
Munnelly
Rasmussen
Syas
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MESSAGE FROM THE GOVERNOR

March 24, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 22, 1961, I approved LB 77, LB 266, LB 417, LB 297, LB 242, LB 273, LB 238, LB 32, and on March 23, 1961, I approved LB 99.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

NOTICE OF COMMITTEE HEARINGS

Education

LB 685	Tuesday, April 11, 1961	2:00 p.m.

SELECT FILE

LEGISLATIVE BILL 335. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Mr. Brandt offered the following amendment which was adopted by unanimous consent:

1. Amend section 3 of the bill, line 14 by inserting "*from the time of death*" after "hours".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 198. E and R amendment found in the Legislative Journal for the Fifty-seventh Day was adopted.

Laid over until Thursday, April 6, at the request of Mr. Forrester.

LEGISLATIVE BILL 213. E and R amendment found in the Legislative Journal for the Fifty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 214. E and R amendment found in the Legislative Journal for the Fifty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 215. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Brandt introduced Mrs. Jerry Pointer, teacher, and eleven students of the North Branch School, District 5, Otoe County, and the following sponsors: Mr. Jerry Pointer, Mr. and Mrs. Fred Heine, Mr. and Mrs. Glen Stubbendick, Mr. and Mrs. Albert Bose, and Mr. and Mrs. Harvey Dettmer.

Mr. Thompson introduced Mr. Cubukcu, Regional Director, Soil Conservation and Farm Irrigation Division, Ministry of Agriculture, Istanbul, Turkey; and Mr. Gurel, Director, Organization and Administration of Irrigation Offices, Ankara, Turkey.

Mr. Diers introduced Mayor O. N. Miller of York.

Mr. Lautenschlager introduced Mrs. Roy McFeely of Grand Island.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 523. Placed on General File as amended.

Standing Committee amendment to LB 523:

1. Amend section 1 by striking lines 42 through 45 and inserting in lieu thereof the words "exceed fifteen acre-feet shall be exempt from the provisions of this section."

LEGISLATIVE BILL 519. Placed on General File as amended.

Standing Committee amendment to LB 519:

1. Amend section 1, lines 1 and 2, by striking the words "city of the first class" and inserting in lieu thereof the words "cities of the first and second class and villages", line 15 by inserting the word "applicable" before the word "provisions" and line 16 by inserting "or sections 17-508 to 17-520, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto" before the period.

LEGISLATIVE BILL 448. Placed on General File as amended.

Standing Committee amendment to LB 448:

1. Amend section 1 by inserting the words "*in accordance with the rules and regulations of the Department of Water Resources*" after the word "same" and line 39 by inserting the words "*of a registered irrigation well*" after the word "replacement".

LEGISLATIVE BILL 436. Placed on General File as amended.

Standing Committee amendment to LB 436:

1. Amend section 1, lines 12 and 13 by striking the words *"public accountant as defined in sections 1-128 to 1-130."* and inserting in lieu thereof the words "by a public accountant holding a live permit from the Nebraska State Board of Public Accountancy.".

(Signed) Arnold Ruhnke, Chairman

GENERAL FILE

LEGISLATIVE BILL 559. Laid over.

LEGISLATIVE BILL 114. Considered.

Mr. Stryker moved to strike the Burbach amendment to LB 114 which was adopted March 22. The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Members Excused

Mrs. Orme and Messrs. Moulton and Stryker were excused at 10:30 a.m., for the remainder of the day.

LEGISLATIVE BILL 404. Read and considered.

Mr. Stromer offered the following amendment which was adopted:

1. Amend section 2 of the bill, line 14, by correcting the spelling of the word "abate".

Speaker Thompson Presiding

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

Visitors

Mr. Burbach introduced Mr. Adrian E. Dalen, debate coach, and Bob Friess, Sandra Evans, John Early, and Rick Fee, members of the Washington High School debate team, Sioux Falls, South Dakota.

Mr. Marvel introduced Mr. Charles Blair, Mr. Ed Cosgriff, and Mr. Don Hileman of the Hastings Chamber of Commerce.

Mr. Gerdes introduced Mrs. Gene E. Gerdes of Alliance.

LEGISLATIVE BILL 96. Laid over.

LEGISLATIVE BILL 101. Laid over.

LEGISLATIVE BILL 132. Laid over.

LEGISLATIVE BILL 428. Laid over.

LEGISLATIVE BILL 579. Laid over.

LEGISLATIVE BILL 510. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 437. Laid over.

LEGISLATIVE BILL 365. Laid over.

LEGISLATIVE BILL 349. Laid over.

LEGISLATIVE BILL 339. Laid over.

LEGISLATIVE BILL 398. Laid over temporarily.

LEGISLATIVE BILL 341. Laid over.

LEGISLATIVE BILL 128. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Mr. Burbach offered the following amendment which was adopted:

1. In section 3, line 11, strike "*two*" and insert "*ten*".

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Visitor

Mr. Stalder introduced Mr. Landis Rulla of Sterling.

LEGISLATIVE BILL 398. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 325. Read and considered.

Mr. Erlewine offered the following amendments which were adopted:

1. Add the emergency clause.
2. Amend the title to conform.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. Knight introduced Mr. David Gregory, Secretary, Steckley Hybrid Corn Company, and Mr. Dean Lancaster, Secretary, Nebraska Crop Improvement Association.

LEGISLATIVE BILL 250. Read and considered.

President Burney Presiding

Advanced to E and R for review with 20 ayes, 13 nays, and 10 not voting.

Visitors

Mr. Burbach introduced Miss Faye Arnett and Mr. Harvey Arnett.

MESSAGE FROM THE GOVERNOR

March 24, 1961

The President, the Speaker
And Members of the Legislature

Gentlemen and Mrs. Orme:

I am requesting Senator Knight to introduce a bill to replace LB 148, which is merely a clarification of technical points agreed to by the attorneys for the Nebraska Retail Lumbermans Association and the Nebraska Bankers Association.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:ojf

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 686. By George A. Knight of Legislative District 18, upon recommendation of the Governor.

A BILL FOR AN ACT relating to real estate; to define what interest in real estate may be mortgaged; to provide what debts may be secured by real estate mortgages; and to provide for liens.

SUSPEND RULES—Place LB 686 on General File

Mr. President: I move that the rules be suspended and LB 686 be placed on General File. (Signed) George A. Knight

Mr. Ruhnke requested unanimous consent to have the motion laid over for ten days.

Mr. Syas objected.

The Knight motion lost with 18 ayes, 12 nays, and 13 not voting.

MOTION—Adjournment

Mr. President: I move we adjourn until 9:30 a.m., Monday, March 27, 1961. (Signed) Elvin Adamson

Mr. Romans moved to amend the Adamson motion to adjourn until 10:00 a.m., Monday. The motion prevailed with 20 ayes, 12 nays, and 11 not voting.

The Adamson motion prevailed as amended, and at 12:06 p.m., the Legislature adjourned until 10:00 a.m., Monday, March 27, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

FIFTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 27, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Craft who was excused.

The Journal for the Fifty-eighth Day was approved.

MESSAGE FROM THE GOVERNOR

March 27, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your Honorable Body that on March 24, 1961, he approved LB 239, LB 308, LB 240, LB 299, and LB 332, and on March 25, 1961, he approved LB 395, LB 394, LB 396, LB 397, LB 506, LB 556, and LB 481.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

Communications

Telegram from Mr. C. E. Lentz, Rushville, opposing LB 611 and LB 612.

Letter from Mr. Arthur Thompson, Director, Grain Division, Commodity Stabilization Service, United States Department of Agriculture, regarding LR 8.

Resolution from the General Assembly, State of Vermont, expressing support of United States Senate Bill No. S. 587. Referred to the Committee on Judiciary.

Invitation

Invitation from Consumers Public Power District, Lincoln, to members of the Legislature for a tour of the Sheldon Atomic Station, Hallam, the afternoon of Thursday, May 4. Chartered buses will depart from the west door of the State House at 4:00 p.m., and following the tour, there will be a dinner at the Cornhusker.

MOTION—Accept Invitation

Mr. President: I move we accept the invitation to tour the Hallam Plant on May 4. (Signed) Marvin Lautenschlager

The motion prevailed with 39 ayes, 0 nays, and 4 not voting.

Visitors

Mr. Syas introduced Mrs. L. M. Breeding, Den Mother, and nine Cub Scouts of Pack 9, Den 1, Omaha, and Mrs. Geddes; Mrs. Roy Williams, Leader, and eleven Girl Scouts, Troop 448, Omaha, and Mrs. Brown, Mrs. Moore and Mrs. Striecklin; and Mrs. Don Mears, Leader, and seventeen Girl Scouts, Troop 411, Omaha, and Mrs. Harry Webb and Mrs. Robert Piercy.

Mr. Moulton introduced Mrs. George Phillips and nine Girl Scouts of Troop 60, Fontenelle School, Omaha.

Mr. Skarda introduced Mmes Ivan Dillan, Steven Zorkorwski, Charles Svayera and Clair Hampton, and eighteen members of the Early Bird 4-H Club, Omaha.

Mr. Vosoba introduced Messrs. James Biba, Ed Johnson and Ralph O'Conner, Supervisors, Fillmore County.

Mr. Syas introduced Mmes Yokubartis and Jorgenson, and eleven Girl Scouts of Troop 396, Omaha.

Mr. McHugh introduced Mmes Stolz and Fippen, and thirteen Camp Fire girls, Tohani Group, Bellevue.

UNANIMOUS CONSENT—Executive Session

Mr. Syas requested unanimous consent for permission for the Education Committee to meet in executive session at 1:00 p.m., today, in the Railway Commission hearing room. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on March 24, 1961, at 2:30 p.m.: LB 280 LB 409 LB 179

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 638. Placed on General File as amended.

Standing Committee amendments to LB 638:

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 50-503, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

50-503. As used in sections 50-501 to 50-521, and unless otherwise clearly required by the context, the following terms, and the customary derivatives thereof, have the respective meanings and connotations shown:

(1) An attack means any action or series of actions by an enemy of the United States, causing, or which may cause, substantial injury or damage to civilian persons or property in the United States in any manner, whether by sabotage, or by the use of bombs, missiles or shellfire, or by atomic, radiological, chemical, bacteriological or biological means, or by other weapons or processes;

(2) A legislator means a member of the Legislature of Nebraska;

(3) A successor means a person who, in event of a legal vacancy in the office of any legislator, and in pursuance to law, has been regularly appointed to fill such vacancy, and has duly qualified therefor;

(4) A standby or standby legislator means a person who is or has been duly appointed, as provided in section 50-504, as a possible emergency interim successor to the powers and duties, but not to the office, of a legislator;

(5) An acting legislator means a person who actually is serving as an emergency interim successor to the powers and duties, but not to the office, of a legislator, as provided by section 50-513. In other words, a standby legislator becomes and is an acting legislator when he assumes, and while he is exercising and performing, the powers and duties of a legislator, as provided by sections 50-501 to 50-521;

(6) The term available, when applied to a legislator, a successor, or a standby or acting legislator, means that he is present at the legislative session and legally, physically, and mentally qualified and able to serve as, or in place of, a legislator. Conversely, unavailable means that he is unable to exercise the powers and discharge the duties of a legislator, either by virtue of circumstances which by general law would create a legal vacancy in the office, whether or not such circumstances would create a legal vacancy in the office under any other provisions of law;

(7) The speaker means primarily the last duly elected Speaker of the Legislature, whether that body is currently in session or not. If during any legislative recess the last duly elected speaker has died, removed permanently from the state, or is otherwise disqualified or unable to perform the duties enjoined upon him by sections 50-501 to 50-521, then the ~~term speaker is to be construed as meaning the senior member of the Legislature; that is, the member with the most terms of continuous service therein, and if there be two or more members in that category, then the elder or eldest among them~~ *duties of speaker shall be performed in the following order: Chairman of the Legislative Council, Chairman of Committee on Committees, Chairman of Committee on Judiciary, Chairman of Committee on Government and Military Affairs, Chairman of Committee on Budget, Chairman of Committee on Revenue, Chairman of Committee on Education, Chairman of Committee on Banking, Commerce and Insurance, Chairman of Committee on Public Works, Chairman of Committee on Agriculture, Chairman of Committee on Public Health and Miscellaneous Subjects, Chairman of Committee on Miscellaneous Appropriations, Chairman of Committee on Labor and Public Welfare, until the vacancy is filled*;

(8) The clerk means the Clerk of the Legislature; and

(9) The secretary means the Secretary of State.".

2. Amend the bill by renumbering section 1 as "Sec. 2.".

3. Strike section 2 of the bill and insert the following:

"Sec. 3. That original section 50-503, Reissue Revised Statutes of Nebraska, 1943, and section 84-120, Revised Statutes Supplement, 1959, are repealed.".

4. Add the Emergency Clause.

5. Amend the title to conform.

(Signed) Elvin Adamson, Vice Chairman

Enrollment and Review

LEGISLATIVE BILL 88. Correctly enrolled.

LEGISLATIVE BILL 167. Correctly enrolled.

LEGISLATIVE BILL 168. Correctly enrolled.

LEGISLATIVE BILL 170. Correctly enrolled.

LEGISLATIVE BILL 267. Correctly enrolled.

LEGISLATIVE BILL 286. Correctly enrolled.

LEGISLATIVE BILL 285. Correctly enrolled.

LEGISLATIVE BILL 307. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 88 LB 167 LB 168 LB 170 LB 267 LB 286 LB 285 LB 307 LR 14

Reference Committee Report

LB	Committee
686	Banking, Commerce and Insurance

(Signed) Dwight W. Burney
Chairman

Reference Committee Report

LB	Referred From
601	Agriculture to Revenue
251	Public Works to Revenue
473	Government and Military Affairs to Education
472	Government and Military Affairs to Education
262	Government and Military Affairs to Education
265	Government and Military Affairs to Education
224	Government and Military Affairs to Public Health and Miscellaneous Subjects
565	Revenue to Judiciary
413	Revenue to Agriculture
485	Public Works to Agriculture
524	Public Works to Judiciary
542	Public Works to Education

566	Public Works to Agriculture
593	Public Works to Education
595	Public Works to Judiciary
619	Public Works to Judicary
610	Public Works to Public Health and Miscellaneous Subjects
641	Public Works to Agriculture
594	Public Works to Judiciary

(Signed) Dwight W. Burney
Chairman

MOTION—Adopt Report

Mr. President: I move that the report of the Reference Committee proposing re-reference of bills be adopted. (Signed) Don Thompson

Motion pending. Laid over at the request of Mr. Skarda.

UNANIMOUS CONSENT—LB 362

Mr. Adamson requested unanimous consent that LB 362 be made the first order of business on General File, Wednesday, March 29, 1961. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 400. With emergency.

A BILL FOR AN ACT to give consent of the Legislature to the Board of Education of State Normal Schools to grant a perpetual easement to the City of Chadron, Nebraska, certain grounds upon which the Nebraska State Teachers College at Chadron is located; to give the authority to such board to contract all as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson

Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Bridenbaugh
Craft
Staubitz

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 302.

A BILL FOR AN ACT relating to weapons; to define a term; to make it unlawful for prescribed persons to possess, sell, lease, carry, or otherwise transfer a weapon as prescribed; to provide penalties; and to repeal sections 28-1011.01, 28-1011.02, 28-1011.03, 28-1011.04, and 28-1011.05, Revised Statutes Supplement, 1959.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 2:

Adams
Nelson

Not voting, 3:

Craft
Jensen
Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Speaker Thompson Presiding

LEGISLATIVE BILL 196. With emergency.

A BILL FOR AN ACT relating to milk; to declare the necessity of prescribing standards for the production, processing, handling and distribution of milk and milk products; to define terms; to prohibit the sale of adulterated and misbranded milk and milk products; to prescribe uniform sanitary standards and requirements for the production, handling, and processing of Grade A raw milk for pasteurization and Grade A pasteurized milk; to require permits for the sale of milk and milk products to be labeled Grade A and prescribing the fees therefor; to regulate the inspection of dairy farms and milk plants, and the examination, grading, labeling, pasteurization, distribution, and sale of milk and milk products; to provide inspection fees; to provide for the construction and alteration of dairies and milk plants engaged in processing of milk to be labeled Grade A, the enforcement of the act, and penalties for the violation thereof; to prohibit the employment of persons infected with communicable diseases; to provide conditions for the sale of other than Grade A milk or milk products; to provide an exception; to define the procedure governing suspension or revocation of permits and appeals therefrom; to confer on the Director of the Department of Agriculture and Inspection for the Department of Agriculture and Inspection the power to promulgate rules for the interpretation of this act; to authorize the Director of Health for the Department of Health to make surveys to determine compliance with this act; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 3:

Bridenbaugh
Gerhart
Nelson

Not voting, 1:

Craft

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Bowen introduced Mr. William Groenwald and Mr. James Maruska, Webster County Commissioners, and Mr. Kurt Knehaus, Webster County Assessor.

SELECT FILE

LEGISLATIVE BILL 568. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 247. E and R amendment found in the Legislative Journal for the Fifty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 171. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 258. E and R amendment found in the Legislative Journal for the Fifty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 445. Advanced to E and R for engrossment.

LEGISLATIVE BILL 459. E and R amendment found in the Legislative Journal for the Fifty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 155. E and R amendment found in the Legislative Journal for the Fifty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 367. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 218. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Mr. Ruhnke offered the following amendments which were adopted by unanimous consent:

1. Amend section 2 of the bill, line 9 by striking *"forty"* and reinstating "twenty-five".

2. Amend the bill by striking Enrollment and Review amendment 1 adopted March 21, 1961.

President Burney Presiding

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Hearing Room

Mr. Syas requested unanimous consent for permission for the Education Committee to use the West Chamber for their hearing today. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 532. Placed on Select File.

LEGISLATIVE BILL 208. Correctly engrossed.

LEGISLATIVE BILL 335. Correctly engrossed.

LEGISLATIVE BILL 213. Correctly engrossed.

LEGISLATIVE BILL 214. Correctly engrossed.

LEGISLATIVE BILL 215. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Public Works

LEGISLATIVE BILL 449. Indefinitely postponed.

LEGISLATIVE BILL 416. Placed on General File as amended.

Standing Committee amendment to LB 416:

Amend section 1, line 7, by striking the word "*fifty*" and inserting the word "*twenty-five*"; line 9, by striking the word "*fifty*" and inserting the word "*twenty-five*"; line 10, by striking the word "*fifty*" and inserting the word "*twenty-five*"; line 12, by adding the words "*of the remainder*" after the word "cent".

LEGISLATIVE BILL 503. Placed on General File as amended.

Standing Committee amendment to LB 503:

1. Amend section 1 of the bill by striking line 4 and inserting "~~not to exceed ten~~ *twenty* dollars per day, ~~not to exceed~~", line 12 by inserting "*, including mileage of not to exceed eight cents per mile*" before the period, and line 15 by reinstating the stricken matter except the semicolon.

(Signed) Arnold Ruhnke, Chairman

Visitor

Mr. Skarda introduced Mrs. Russell Clark of Omaha.

UNANIMOUS CONSENT—Cancel Executive Session

Mr. Romans requested unanimous consent for permission for the Labor and Public Welfare Committee to cancel their executive session scheduled for 1:00 p.m., today. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to meet in executive session from 8:00 a.m. to 9:30 a.m., tomorrow morning. No objections. So ordered.

Visitors

Mr. Romans introduced Mmes Fred Bosslman, Don J. Mertz, Cecil Walker, and John Holman of Grand Island.

Mr. Munnelly introduced Mrs. E. J. Roberts, State Chairman of Legislation, Parents-Teachers Association, six members, and five children.

Mr. Vosoba introduced Mr. Paul H. Zimmerman of DeWitt.

Adjournment

At 11:52 a.m., on a motion by Mr. Peck, the Legislature adjourned until 9:30 a.m., Tuesday, March 28, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 28, 1961

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Burney presiding.

Prayer was offered by Mr. Erlewine.

The roll was called and all members were present except Mr. Craft who was excused.

Corrections for the Journal

Page 892, line 35, delete "met" and insert "meet".

Page 895, delete line 29.

Page 896, insert "proposing re-reference of bills" before the words "be adopted".

The Journal for the Fifty-ninth Day was approved as corrected.

Communications

Letter from Mr. Paul Quinlan, Administrative Assistant to the Secretary of State, stating that certified copies of LB 491 have been forwarded to the Administrator of General Services, the President of the Senate, and the Speaker of the House of Representatives, Washington, D. C.

Resolution from the Nebraska Association of Workers for the Blind supporting LB 621.

Presented to the Governor

Presented to the Governor for approval on March 27, 1961, at 4:00 p.m.: LB 88 LB 167 LB 168 LB 170 LB 267 LB 285 LB 286 LB 307

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 588. Placed on General File as amended.

Standing Committee amendments to LB 588:

1. Amend Section 2, line 13, page 3 after the word "is", by inserting "*believed to be*".

2. Amend Section 3, line 8, page 4, by striking the comma and show the same as stricken and inserting in lieu thereof a period after the word "compliance".

3. Amend Section 3, line 9, page 4 by striking the first "or" and inserting "~~or~~ *If such company or agent shall refuse to comply with the order of the Director as aforesaid,*".

4. Amend Section 3, line 9, page 4, by inserting "*, as the case may be,*" after the word "agent".

5. Amend Section 5, line 14, page 5, by striking "7 of this act" and inserting "~~7 of this act~~ *44-154*".

6. Amend Section 7, lines 4 and 5, page 6, by striking "provided in section 5 of this act" and show the same as stricken.

7. Add the emergency clause.

8. Amend the title to conform.

LEGISLATIVE BILL 589. Placed on General File.

LEGISLATIVE BILL 626. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 196. Correctly enrolled.

LEGISLATIVE BILL 302. Correctly enrolled.

LEGISLATIVE BILL 400. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 196 LB 302 LB 400

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 114. Placed on Select File as amended.

E and R amendments to LB 114:

1. In renumbered section 1, line 1, strike "Sec." and insert "Section"; and in lines 3 and 4, strike "*administer*".

2. In the Nelson General File amendment, lines 1 and 2, strike "lines 4 to 6" and insert "lines 3 to 5".

3. In the title, strike lines 2 to 12 and insert: "For An Act to amend section 2-2503, Revised Statutes Supplement, 1959, relating to agriculture; to provide a per diem for prescribed members of the advisory committee for the Nebraska Agricultural Research Fund program; to limit the per person annual per diem and expenses; and to repeal the original section.".

LEGISLATIVE BILL 404. Placed on Select File as amended.

E and R amendments to LB 404:

1. In section 1, line 6, strike "power" and insert "powers"; in line 17, strike "use, taking, or damage" and insert "using, taking, or damaging"; in line 26, insert ", and amendments thereto" after "1943"; in line 28, strike "incident" and insert "incidental"; and also in line 28, strike "in this act granted" and insert "granted in this act".

2. In section 2, line 2, strike "power" and insert "powers"; and in line 17, insert ", which lien shall be enforceable" after "incurred".

3. In the title, insert "to provide for liens;" at the end of line 6.

LEGISLATIVE BILL 510. Placed on Select File as amended.

E and R amendment to LB 510:

1. In the title, strike line 4, and insert "of Nebraska, at public auction, of certain land".

LEGISLATIVE BILL 128. Placed on Select File as amended.

E and R amendments to LB 128:

1. In Standing Committee Amendment 1, line 5, strike "*, provided*" and insert "*; Provided,*".

2. In Standing Committee Amendment 2, line 2, strike "*and*" and insert "*or*".

3. In Standing Committee Amendment 5, strike lines 7 to 10, and insert "*60-1610, and to submit a written report to the county board or city council, as the case may be, of all cabin trailers within their respective jurisdictions in violation of sections 60-1601 to 60-1610 and to furnish a copy of such report*".

4. Because of Standing Committee Amendment 5, strike the Burbach General File Amendment.

5. In the title, line 2, insert "60-1603, 60-1606," after the second comma; and strike lines 5 to 8, and insert "to provide that no permit shall be required of cabin trailers permanently attached to real estate; to provide that the permit fee shall not be refundable; to provide that permits shall not be transferable; to provide for exhibition of proof of ownership rather than certificate of title when applying for a permit; to provide for tax refunds; to provide for enforcement; to provide duties for certain public officials and to repeal the".

LEGISLATIVE BILL 398. Placed on Select File as amended.

E and R amendments to LB 398:

1. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 2, strike "70-2033" and insert "77-2033"; in line 3, strike "70-2032" and insert "77-2032"; in line 10, strike "and"; and in line 11, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 325. Placed on Select File as amended.

E and R amendments to LB 325:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 250. Placed on Select File as amended.

E and R amendment to LB 250:

1. In the title, line 5, strike "violations" and insert "violation".

LEGISLATIVE BILL 568. Correctly engrossed.

LEGISLATIVE BILL 155. Correctly engrossed.

LEGISLATIVE BILL 367. Correctly engrossed.

LEGISLATIVE BILL 218. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Public Works

LEGISLATIVE BILL 652. Indefinitely postponed.

(Signed) Arnold Ruhnke, Chairman

MOTION—Adopt Reference Committee Report

Mr. Thompson renewed his pending motion, found in the Legislative Journal for the Fifty-ninth Day, to adopt the Reference Committee Report on the re-reference of bills.

Mr. Skarda requested unanimous consent to have LB 224 stricken from the report. No objections. So ordered.

The Reference Committee Report was adopted as amended with 31 ayes, 1 nay, and 11 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 304.

A BILL FOR AN ACT to amend sections 49-506, 85-176, and 85-177, Reissue Revised Statutes of Nebraska, 1943, section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 35, Seventy-second Session, Nebraska State Legislature, 1961, and section 24-209, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 252, Seventy-second Session, Nebraska State Legislature, 1961, relating to the distribution of state publications; to harmonize the provisions thereof; to harmonize with other legislation; to change the distribution of prescribed publications to the University of Nebraska; to provide for requisition by the librarian of the College of Law of the University of Nebraska; to increase the number of copies that may be requisitioned; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bowen
Craft
Moulton
Peck

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 81. By Kenneth L. Bowen, 32nd District; Edwin T. McHugh, 3rd District; Don Thompson, 33rd District

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 2, of the Constitution of Nebraska, relating to the executive; to provide that the Lieutenant Governor shall be eligible to be a candidate for Governor; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1962, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article IV, section 2, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 2. No person shall be eligible to the office of Governor, or Lieutenant Governor, who shall not have attained the age of thirty years, and who shall not have been for five years next preceding his election a resident and citizen of this state and a citizen of the United States. None of the oficers mentioned in this article shall be eligible to any other state office during the period for which they have been elected or appointed, except that the Lieutenant Governor shall be eligible to be a candidate for Governor."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to permit the Lieutenant Governor to be a candidate for the office of Governor.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 1:

Vosoba

Not voting, 2:

Craft
Peck

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 461.

A BILL FOR AN ACT to amend section 44-344, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to exempt bid bonds issued in connection with any public or private contract from requirement that certain policies or contracts or bonds be countersigned by resident agents; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Craft
Peck

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 304. (Signed) Kenneth L. Bowen

SELECT FILE

LEGISLATIVE BILL 532. Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 186. Considered.

The pending Waldo amendment found in the Legislative Journal for the Fifty-fifth Day was withdrawn at the request of Mr. Waldo.

Mr. Waldo offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 20 by striking "five" and inserting "*ten*", line 24 by striking "thirty-five" and inserting "*twenty-five*", line 25 by inserting "*within a period of two years*" after "conviction", line 27 by striking "five" and inserting "*ten*", line 31 by inserting "*within a period of two years*" after "conviction".

Mr. Romans offered the following amendment:

1. After the period in line 32 add the following: "That this only apply to speeds in excess of sixty miles per hour.".

Amendment pending.

Laid over until Wednesday, April 5, at the request of Mr. Stryker.

Visitors

Mr. Russillo introduced Mrs. Warren Huff, Den Mother, and eight Cub Scouts of Pack 87, Den 3, Saunders School, Omaha, and three assistants.

Member Excused

Mr. Rasmussen was excused at 10:15 a.m. for the remainder of the morning.

LEGISLATIVE BILL 366. Laid over until Wednesday, April 19, at the request of Mr. Hasebroock.

LEGISLATIVE BILL 319. Considered.

Mr. Russillo offered the following amendment which was adopted:

1. Amend the bill by striking section 1 and all amendments thereto and Standing Committee amendments to the bill and inserting in lieu thereof the following:

"Section 1. Any political subdivision of the State of Nebraska, including a metropolitan utilities district, may introduce fluorides into the water supply for human consumption under its control in accordance with the rules and regulations on fluoridation of water supplies promulgated by the Department of Health of the State of Nebraska; *Provided,* that the provisions of this section shall not apply to political subdivisions which now introduce fluorides into the water supply under their control.

Sec. 2. The power granted by the provisions of section 1 of this act shall not be exercised unless and until the question has been submitted at a regular general or primary election held within the said political subdivision, including a metropolitan utilities district and in which all persons eligible to vote for the officials of such political subdivision or for directors of a metropolitan utilities district shall be entitled to vote on such question, which shall be submitted in the following language: Shall the officials of the political subdivision or the board of directors of the metropolitan utilities district, as the case may be, introduce fluorides into the water supply under its control? If a majority of the votes cast upon such question shall be in favor of such fluoridation, then said officials of the political subdivision or the board of directors of a metropolitan utilities district shall be empowered as provided by the provisions of section 1 of this act.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 559. Considered.

Advanced to E and R for review with 30 ayes, 5 nays, and 8 not voting.

UNANIMOUS CONSENT—Reverse Order

Mr. Russillo requested unanimous consent to consider LB 101 prior to LB 96 on General File. No objections. So ordered.

LEGISLATIVE BILL 101. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Speaker Thompson Presiding

Mr. Stromer offered the following amendment which was adopted:

1. Amend section 2 by inserting a period after the word "years" in line 8, and by striking the remainder of the sentence.

Advanced to E and R for review with 36 ayes, 1 nay, and 6 not voting.

LEGISLATIVE BILL 96. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Laid over at the request of Mr. Bowen.

Member Excused

Mr. Kjar was excused at 10:55 a.m., for the remainder of the morning.

MOTIONS—Introduce Bills

Mr. President: I move that the Committee on Government and Military Affairs be permitted to introduce the following bill for these reasons:

The Statute relating to pool halls and bowling alleys outside the limits of any incorporated city or village requires that these establishments close at 10:00 P.M.

With the growth of the bowling activity throughout the State of Nebraska, many establishments have been built at the outskirts of towns to allow for parking facilities and thereby fall under the jurisdiction of County Government.

This bill merely states that the closing time shall be determined by a Resolution of the County Board.

(Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill granted with 32 ayes, 0 nays, and 11 not voting.

Mr. President: I move that the Committee on Government and Military Affairs be permitted to introduce the following bill for these reasons:

This bill would give the Director of the Department of Motor Vehicles the authority to designate the color of parking and signal lights on motor vehicles.

The present law requires that all signal lights be red and parking lights shall be white in color. The industry contemplates changing the color of some of the lights to amber and this would simplify our Statutes to authorize the Director to make such changes as are necessary and in the best interest of the motoring public of the State of Nebraska.

(Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill granted with 28 ayes, 0 nays, and 15 not voting.

Mr. President: I move that the Committee on Government and Military Affairs be permitted to introduce the following bill for these reasons:

This bill will allow the State of Nebraska to lease, rent or permit for use any area or strip of lands or buildings thereon until such time as they would make use of this land for the State. All monies received shall be deposited in the State Treasury of the fund for which the project is to be used.

This bill was brought about specifically by the purchase of land south of the Capitol by the Building Commission for use in further expansion of facilities.

(Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill granted with 31 ayes, 0 nays, and 12 not voting.

Mr. President: I move that the Committee on Government and Military Affairs be permitted to introduce the following bill for these reasons:

This bill would allow the State of Nebraska to create a Hall of Fame Commission to provide for its members, their appointments, terms of office and compensation. It prescribes that the Hall of Fame shall be located in the State Capitol.

The purpose of the Nebraska Hall of Fame is to bring to the public attention and recognize officially, those people who, in their life, have achieved prominence and were outstanding Nebraskans.

This bill was submitted to the Committee, for their consideration, by the Governor's office.

(Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill denied with 18 ayes, 11 nays, and 14 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 687. By Committee on Government and Military Affairs, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend section 23-811, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide that pool halls and bowling alleys outside the limits of any incorporated city or village shall be required to close as determined by resolution of the county board; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 688. By Committee on Government and Military Affairs, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend sections 39-779 and 39-7,112, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that the color of parking and signal lights on motor vehicles shall be of such color as designated by the Department of Motor Vehicles; and to repeal the original sections.

LEGISLATIVE BILL 689. By Committee on Government and Military Affairs, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend section 72-706, Reissue Revised Statutes of Nebraska, 1943, and section 72-1007, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 115, Seventy-second Session, Nebraska State Legislature, 1961, relating to state lands; to authorize rental and use of state lands as prescribed; to provide for disposition of money received as rent as prescribed; to repeal the original sections; and to declare an emergency.

GENERAL FILE

LEGISLATIVE BILL 132. Read and considered.

Mr. Bowen offered the following amendment which was adopted:

1. Strike Standing Committee amendment 1 and insert in lieu thereof: "Amend the bill by striking section 1 and renumbering the remaining sections accordingly.".

President Burney Presiding

Standing Committee amendments 2 and 3 found in the Legislative Journal for the Forty-sixth Day, were rejected with 10 ayes, 18 nays, and 15 not voting.

Standing Committee amendments 4, 5 and 6 were adopted.

Mr. Knight offered the following amendment:

1. Amend section 1 of the bill, line 11 by striking "such session" and inserting "*each game*", and line 17 by inserting "*No li-*

censee shall pay out more than the gross proceeds of each game." after the period.

Amendment pending.

Visitors

Mr. Munnelly introduced Rev. Reginald Voorhees, Orthodox Presbyterian Church, Omaha, and six students of the Junior High Seekers Group.

Mr. Forrester introduced Messrs. George Morrison, Leland Jorgensen and Ronald Jorgensen of Calloway.

Mr. Brandt introduced Mr. Elbert M. Miller, Superintendent, Mrs. Marion Weatheral, Teacher, Mr. Wilber Edgar, Bus Driver, and twenty-eight Seventh and Eighth Grade students of District 20, Unadilla.

Mr. Waldo introduced Mr. M. G. Winnie, County Superintendent of Gage County, Beatrice.

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to meet in executive session at 8:00 a.m., tomorrow. No objections. So ordered.

UNANIMOUS CONSENT—Change Hearing Room

Mr. Claussen requested unanimous consent for permission for the Miscellaneous Appropriations and Claims Committee to change their hearing room from the East Lounge to the Railway Commission hearing room, this afternoon. No objections. So ordered.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 639. Indefinitely postponed.

LEGISLATIVE BILL 627. Placed on General File as amended.

Standing Committee amendments to LB 627:

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 28-473, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-473. No barbital or other hypnotic or somnifacient drug or sympathomimetic agent or drug as defined herein shall be sold at retail or dispensed to any person except upon the prescription of a duly licensed physician, dentist, *podiatrist,* or veterinarian, and compounded or dispensed by a registered pharmacist or under the immediate personal supervision of a registered pharmacist. No pharmacist shall dispense any such drug without affixing to the container in which the drug is sold or dispensed, a label bearing the name and address of the pharmacist, the date compounded, and the consecutive number of the prescription under which it is recorded in his prescription files, together with the name of the physician, dentist, *podiatrist,* or veterinarian prescribing it, and the directions for the use of the drug by the patient as given upon such prescription of the physician, dentist, *podiatrist,* or veterinarian; *Provided,* that a pharmacist may dispense any of the aforementioned drugs to a duly licensed physician, dentist, *podiatrist,* or veterinarian who wishes to obtain any of the aforementioned drugs to dispense to his patients, taking his order for the same, which order shall be filed in the same manner as if it were a prescription for the aforementioned drugs. No prescription containing any of the drugs mentioned in sections 28-473 to 28-476 shall be refilled by any pharmacist except upon the order of a duly licensed physician, dentist, *podiatrist,* or veterinarian; *Provided,* that the provisions of this section shall not apply to a duly licensed physician, dentist, *podiatrist,* or veterinarian, when in their judgment they deem it advisable to dispense any of the aforementioned drugs to their patients under their immediate supervision.".

2. Amend the bill by renumbering sections 1 to 11 as sections 2 to 12 respectively.

3. Amend renumbered section 9 of the bill by striking lines 18 to 21 and inserting the following:

"the human foot except (1) the amputation of the foot or toes; (2) the removal of all of any bone of the foot except the distal phalanges; (3) the treatment of any fracture of the foot except the phalanges or metatarsals; (4) the general medical treatment of any systemic disease causing manifestations in the foot; and (5) the procedures involving the use of anesthetics other than local."

4. Amend renumbered section 10 of the bill, line 8 by reinstating "chiropody" and inserting *"or"* before "podiatry", line 13 by inserting an underscored comma after "treatment".

5. Amend renumbered section 11 of the bill, line 3 by striking "or" and inserting "of", and line 5 by reinstating "chiropody" and inserting *"or"* before "podiatry".

6. Amend renumbered section 12, line 1 by inserting "28-473," after "sections".

LEGISLATIVE BILL 451. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Explanation of Vote

Mr. President: Had I not been excused on Friday on State business, I would have voted "aye" to advance LB 404, LB 510, LB 128, LB 398, and LB 325 to E and R for review. I would have voted "aye" to place LB 686 on General File. (Signed) Fern Hubbard Orme

MOTION—Adjournment

Mr. President: I move we adjourn until 9:30 a.m. (Signed) J. O. Peck

Mr. Adamson moved to amend the Peck motion to 9:00 a.m.

The Adamson motion lost with 8 ayes, 22 nays, and 13 not voting.

The Peck motion prevailed, and at 11:57 a.m., the Legislature adjourned until 9:30 a.m., Wednesday, March 29, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 29, 1961

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Sixtieth Day was approved.

Communication

Note of appreciation from the Adolph Wenke family.

Visitors

Mr. Vosoba introduced Messrs. Galen Crowder and Richard Dudley, Teachers, and fifty-four students of the Eighth Grade, Crete Junior High School.

Presented to the Governor

Presented to the Governor for approval on March 28, 1961, at 3:00 p.m.: LB 196 LB 302 LB 400

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 461. Correctly enrolled.

LEGISLATIVE BILL 81. Correctly enrolled.

LEGISLATIVE BILL 304. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 461 LB 81 LB 304

Visitors

Mr. Klaver introduced Dr. Mary Ellen Patterson, Principal of Mason School, Omaha.

Mr. Moulton introduced Mr. and Mrs. Ivan Carpenter, Mr. Jack Holstrom, Mr. Myrton Hall, Mrs. Harrison, Mr. and Mrs. Geiger, Mrs. Doane and Mr. David Stahmer of Omaha.

Mr. Adams introduced Mrs. Maurice Franks, President of the Omaha Council of P.T.A., Mrs. Roberts, Chairman of Legislative Committee, and representatives from Washington, Adams, Lake, Macmillan Junior High, Horace Mann, Lothrop and Mount View Schools; Professor Eugene Skinner, Principal of Long School, Mrs. Josie Reed, Mr. Fred Widoe, Mrs. B. Gyger and Miss Alberta Butler, Omaha.

MOTION—LB 411

Mr. President: Under Rule 6, Sec. 7, I move that the Committee on Education be required to report on LB 411, referred to that Committee on January 31, 1961, and heard on March 27, 1961, report to be made on March 30, 1961. (Signed) Ross H. Rasmussen

The motion lost with 5 ayes, 17 nays, and 21 not voting.

Visitor

Mr. Kjar introduced Mr. Jack Boyd of Holdrege.

MOTIONS—Introduce Bills

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce a bill, the purpose and intent of which is stated by Senator Stromer as follows:

The purpose of the bill is to insure that units of beneficial interest in real estate investment trusts are not taxed as personal property in Nebraska. Recent amendments to the Internal Revenue Code make a real estate investment trust an attractive investment vehicle and it is likely that one or more of such trusts will be formed in Nebraska in the not too distant future.

This means that financing would enable Nebraska businesses to channel their investments in real estate into working capital for the growth of such businesses and the economic well-being of the state as a whole. Since the real estate comprising such trusts will be taxed in Nebraska to the trustee a second tax should not be permitted to be imposed upon the holders of the units of beneficial interest in such trusts. If this bill is not enacted there is danger that such double taxation would result and the consequence would be that this method of financing made available by the Internal Revenue Code would lose its attractiveness in Nebraska. (Signed) John P. Munnelly, Chairman

Permission to introduce the bill granted with 38 ayes, 1 nay, and 4 not voting.

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce a bill for the following purpose and intent:

During the insurance hearings held by the Banking, Commerce and Insurance Committee, all former Directors of the Department of Insurance who appeared before the Committee expressed their support for requiring a majority instead of one-third of the members of the Board of Directors be citizens of the State of Nebraska. It was indicated that this would tend to keep the companies in the State of Nebraska and stabilize the insurance industry.

This requirement was changed during the 1959 session of the Legislature and some of the former directors admitted that they were opposed to the change but did not take it upon themselves to appear in opposition. This bill would merely place the requirement of members of Board of Directors who must be citizens of Nebraska as it was prior to the 1959 Legislature.

The Banking, Commerce and Insurance Committee voted unanimously to request permission for introduction of this bill. (Signed) John P. Munnelly, Chairman

Permission to introduce the bill granted with 34 ayes, 1 nay, and 8 not voting.

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce a bill for the following purpose and intent:

This bill is in relation to LB 428 which implements Article XII, Section 5 of the Constitution adopted at the General Election in November, 1960, which authorizes corporations to issue non-voting preferred stock.

At the committee hearing of LB 428, it was pointed out by a representative of the Nebraska Co-operative Council that another section of the statutes should be amended to implement this Constitutional Amendment and to harmonize with LB 428. He referred to Section 21-1303 which is not included in LB 428.

The committee, therefore, voted unanimously to request introduction of a new bill to harmonize and clarify the statutes and make LB 428 a workable measure. It was stressed that this should be taken care of this session of the Legislature as it would eliminate existing legal ambiguities. (Signed) John P. Munnelly, Chairman

Permission to introduce the bill granted with 33 ayes, 1 nay, and 9 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 690. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT to amend section 77-103, Reissue Revised Statutes of Nebraska, 1943, by including within the definition of terms therein defined overriding royalty interests and production payments with respect to oil or gas leases and units of beneficial interest in certain trusts; and to repeal the original section.

LEGISLATIVE BILL 691. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT to amend section 44-211, Reissue Revised Statutes of Nebraska, 1943; to provide for an increase in the number of members of the board of directors who must be citizens of the State of Nebraska; and to repeal the original section.

LEGISLATIVE BILL 692. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT to amend section 21-1303, Reissue Revised Statutes of Nebraska, 1943, relating to cooperative corporations; to provide that each individual holder of common stock may be limited to one vote per person, regardless of the number of shares of stock which he may own as any stockholders' meeting; and to repeal the original section.

Reference Committee Report

LB	Committee
687	Public Health and Miscellaneous Subjects
688	Public Health and Miscellaneous Subjects
689	Judiciary

(Signed) Dwight W. Burney
Chairman

UNANIMOUS CONSENT—Re-refer LB 683

Mr. Forrester requested unanimous consent to have LB 683 re-referred from the Banking, Commerce and Insurance Committee to the Judiciary Committee. No objections. So ordered.

Members Excused

Mr. Staubitz was excused at 10:00 a.m. for a short period.

Mr. Craft was excused for the afternoon.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 284.

A BILL FOR AN ACT to amend sections 3-303 and 3-304, Reissue Revised Statutes of Nebraska, 1943, relating to airport zoning; to harmonize the zoning jurisdiction for airport hazard areas with zoning jurisdiction created by former law; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bridenbaugh
Jensen
Staubitz
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 418.

A BILL FOR AN ACT to amend section 24-342, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 15, Seventy-second Session, Nebraska State Legislature, 1961, relating to the district court reporter; to increase the fee of the court reporter for copies of records as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 2:

Erlewine
Ruhnke

Not voting, 1:

Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 569.

A BILL FOR AN ACT to amend section 44-310.02, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to permit a life insurance company, which has not invested up to its legal limit in common stocks and investment trust shares, to invest the unused portion of its funds which might have been legally invested in common stocks and investment trust shares in preferred stocks as described in subdivision (9) of section 44-309, Reissue Revised Statutes of Nebraska, 1943, which amount shall be in addition to the amount otherwise authorized to be invested in preferred stocks; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 114. E and R amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 404. E and R amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 510. E and R amendment found in the Legislative Journal for the Sixtieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 128. E and R amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 398. E and R amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 325. E and R amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 250. E and R amendment found in the Legislative Journal for the Sixtieth Day was adopted.

Advanced to E and R for engrossment with 24 ayes, 15 nays, and 4 not voting.

Member Excused

Mr. McCosh was excused for Thursday, March 30.

UNANIMOUS CONSENT—LB 208

Mr. McCosh requested unanimous consent to have LB 208 laid over on Final Reading until April 6, 1961. No objections. So ordered.

Visitors

Mr. Moulton introduced Mrs. Ivan M. Abdouch, Den Mother, Mr. Ivan M. Abdouch, Mrs. Tom Quackenbush, Mrs. Gaston Tribble and three girls, and fourteen Cub Scouts of Pack 66, Den 5, Fontenelle School, Omaha.

Speaker Thompson Presiding

Member Excused

Mr. Fleming was excused for the afternoon, and for Thursday, March 30.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 247. Correctly engrossed.

LEGISLATIVE BILL 258. Correctly engrossed.

LEGISLATIVE BILL 445. Correctly engrossed.

LEGISLATIVE BILL 459. Correctly engrossed.

LEGISLATIVE BILL 532. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Revenue

LEGISLATIVE BILL 421. Indefinitely postponed.

LEGISLATIVE BILL 422. Indefinitely postponed.

LEGISLATIVE BILL 423. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

UNANIMOUS CONSENT—Hold LB 132

Mr. Knight requested unanimous consent to hold LB 132 on General File until Wednesday, April 5, 1961. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 362. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

President Burney Presiding

Mr. Syas moved that LB 362 be indefinitely postponed.

Mr. Lautenschlager moved the previous question. The motion prevailed with 29 ayes, 11 nays, and 3 not voting.

The Syas motion prevailed with 33 ayes, 9 nays, and 1 not voting.

Members Excused

Messrs. Stromer and Bowen were excused at 11:50 a.m., for the remainder of the day.

MESSAGE FROM THE GOVERNOR

March 29, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

I respectfully request that the bill to establish a Nebraska Hall of Fame Commission be introduced.

The details of the proposal are, I believe, quite simple. The Commission would not be accompanied by any appropriation.

I think the purpose of the proposal has much merit. It is simply that Nebraska would announce to the world that it is very proud of its heritage and the people of greatness who have made our state great.

At the time this proposal was made, I said that I could think of no greater tribute to pay to anyone than to proclaim publicly that he is a Great Nebraskan.

The decision that this session of the Legislature take action on this proposal was not reached until after the statutory time period for introduction of bills. For this reason, this approach to introducing the legislation is necessary.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:kjf

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 693. By Kenneth L. Bowen of Legislative District 32, upon recommendation of the Governor.

A BILL FOR AN ACT relating to the Nebraska Hall of Fame; to create a Nebraska Hall of Fame Commission; to provide for its members, their appointment, terms of office and compensation; to provide for officers as prescribed; to provide powers and duties of the commission; to provide for rules and regulations; and to declare an emergency.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 390	Wednesday, April 5, 1961	2:00 p.m.
LB 391	Wednesday, April 5, 1961	2:00 p.m.
LB 392	Wednesday, April 5, 1961	2:00 p.m.
LB 565	Wednesday, April 5, 1961	2:00 p.m.
LB 619	Thursday, April 6, 1961	2:00 p.m.

LB 657	Thursday, April 6, 1961	2:00 p.m.
LB 660	Thursday, April 6, 1961	2:00 p.m.
LB 669	Thursday, April 6, 1961	2:00 p.m.

Public Health and Miscellaneous Subjects

LB 610	Wednesday, April 5, 1961	2:00 p.m.

Visitors

Mr. Waldo announced that the following were visitors this morning: Mrs. Grace Zimmerman, teacher, and nine pupils from Logan Center School District 89, Filley, and Mr. and Mrs. Henry Jergens, Mr. and Mrs. Vernon Meints, Mr. and Mrs. Anton Oltmans, Mr. and Mrs. Lavern Fritzen, Mr. and Mrs. Ehme Stevens, Mr. Elmer Zimmerman, and Mrs. Willie Oltmans of Filley.

Mr. Knight announced that Dr. and Mrs. T. H. Goodding and Mr. and Mrs. Vernon Sleuman of Upland, and Mr. and Mrs. Jay Cox of Redlands, California, were visitors this morning.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 495. Placed on General File as amended.

Standing Committee amendments to LB 495:

1. Amend Section 1 of the bill, line 9 by inserting after the word "bonds" the following: "*, United States Treasury notes, bills, and certificates of indebtedness*".

2. Amend the title to conform.

LEGISLATIVE BILL 320. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

Adjournment

At 11:59 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 30, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Fleming, McCosh, and Russillo who were excused, Mr. Bridenbaugh who was excused until 9:25 a.m., and Mr. Munnelly who was excused until 9:30 a.m.

The Journal for the Sixty-first Day was approved.

MESSAGE FROM THE GOVERNOR

March 29, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your Honorable Body that on March 29, 1961, he approved LB 387, LB 302, LB 280, LB 179, LB 405, LB 386, LB 318, LB 271, LB 409, and LB 196.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

Presented to the Governor

Presented to the Governor for approval on March 29, 1961, at 3:30 p.m.: LB 461 LB 304 LB 81

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 512. Indefinitely postponed.

LEGISLATIVE BILL 522. Placed on General File.

LEGISLATIVE BILL 424. Placed on General File as amended.

Standing Committee amendment to LB 424:

1. Amend section 1 of the bill, line 14 by striking "rates" and inserting "*charges*" and line 16 by inserting "*or between other points in the State of Nebraska*" after "class".

LEGISLATIVE BILL 651. Placed on General File as amended.

Standing Committee amendment to LB 651:

1. Amend the bill by striking sections 1 and 2 and inserting in lieu thereof the following:

"Section 1. All mail boxes shall be placed such that no part of the mail box extends beyond the shoulder line of any highway and the mail box support shall be placed a minimum of one foot outside the shoulder line of any gravel surfaced highway, and of any hard surfaced highway having a shoulder width of six feet or more measured from the edge of the hard surfacing. Along hard surfaced highways having a shoulder width of less than six feet, the Department of Roads shall, on new construction or reconstruction, where feasible, provide a shoulder width of not less than six feet, or provide for a minimum clear traffic lane of ten feet in width at such mail box turnouts. On highways built before the effective date of this act, having a shoulder width of less than six feet, the Department of Roads may, where feasible and deemed advisable provide a shoulder width of not less than six feet or provide for a minimum clear traffic lane of ten feet in width at such mail box turnouts. It shall be the duty of the Department of Roads to notify the owner of all mail boxes in violation of the provisions of this section and the Department may remove such mail boxes if the owner fails or refuses to remove the same after a reasonable time after he is notified of such violations.

Section 2. The Department of Roads shall provide and maintain a gravel, crushed rock or hard surface turnouts for delivery of mail to all mail boxes placed on the highway right-of-ways to conform with the provisions of section 1 of this act.

Section 3. Any person who violates the provisions of section 1 of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than ten dollars or more than twenty-five dollars."

(Signed) Arnold Ruhnke, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 496. Placed on General File as amended.

Standing Committee amendments to LB 496:

1. Amend Section 1, page 2 by reinstating the stricken matter in lines 5 to 9.

2. Amend Section 1, page 2 by inserting "*, bills,*" after "notes" in line 9.

3. Amend Section 1, page 2 by striking line 12 and line 13 through "Act" and showing the same as stricken.

4. Amend section 3, page 3 by striking lines 10 to 12 and the new matter in line 13 and inserting "shall bear interest at the rate of not less than three per cent per annum"; and lines 13 and 14 by striking "by bonds similar to the bond required and", show the same as stricken and insert in lieu thereof the word "*as*"; and line 15 by striking the period and inserting "*, or 77-2320; Provided, that the first ten thousand dollars of each such time deposit insured under the United States Bank Security Deposit Act shall be exempt from the requirement of being secured as provided by section 77-2320 or by bonds similar to the bond required and set forth in section 77-2304.*"

5. Amend section 4, page 3 by reinstating the stricken matter in lines 18 to 22.

6. Amend the title to conform.

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 569. Correctly enrolled.

LEGISLATIVE BILL 284. Correctly enrolled.

LEGISLATIVE BILL 418. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 284 LB 418 LB 569

RESOLUTIONS

LEGISLATIVE RESOLUTION 15. Re: Legislative Council Study of Laws Relative to Leasing of School Lands.

Introduced by Elvin Adamson, 40th District; George C. Gerdes, 41st District; and Marvin Lautenschlager, 30th District.

WHEREAS, the statutes of Nebraska generally define the duties of the Board of Educational Lands and Funds in the manner in which school lands may be leased, and

WHEREAS, conditions have changed and advanced planning indicates that the present laws relative to school land leasing may need amending, and

WHEREAS, the revenue from school lands aids the common schools and consequently is of great interest to the citizens of Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to make a study of the laws of Nebraska relative to leasing of school lands to determine if the manner of leasing, terms of leases, length of time of such leases, revenue received and bonus bids be reconsidered and to recommend any desirable changes to the next regular session of the Legislature which will improve the leasing of school lands.

Mr. Adamson requested unanimous consent to add the following as co-introducers of LR 15: William B. Brandt, 2nd District; Jack Romans, 29th District; Arnold Ruhnke, 22nd District; Cecil Craft, 38th District; Dale Erlewine, 37th District; Harold B. Stryker, 17th District; Matt Wylie, 27th District; Frank Nelson, 28th District; J. O. Peck, 26th District; Joe T. Vosoba, 23rd District; M. M. Forrester, 35th District; George Syas, 4th District; Don Thompson, 33rd District; Richard D. Marvel, 31st District; Willard H. Waldo, 21st District; William R. Skarda, Jr., 7th District; Albert A. Kjar, 36th District; Ernest H. Staubitz, 34th District; H. K. Diers, 24th District; George A. Knight, 18th District; Marvin E. Stromer, 19th District; and Fern Hubbard Orme, 20th District. No objections. So ordered.

Referred to the Legislative Council Executive Board.

Invitation

Invitation to the members and their wives from the Nebraska Motor Carriers Association, for dinner at the Compass Room at the airport starting at 6:00 p.m., Thursday, April 6.

Member Excused

Mr. Klaver was excused for this afternoon.

Speaker Thompson Presiding

BILLS ON FINAL READING

LEGISLATIVE BILL 335. Laid over temporarily.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 213.

A BILL FOR AN ACT to amend section 54-143, Reissue Revised Statutes of Nebraska, 1943, relating to brand inspection area; to include the seller in the list of those liable for the inspection of cattle prior to their being transported out of the brand area; to prohibit sales with knowledge that the section is to be violated; to provide what shall constitute prima facie proof; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Bridenbaugh
Fleming
McCosh
Munnelly
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

President Burney Presiding

LEGISLATIVE BILL 335.

A BILL FOR AN ACT to amend sections 28-1032 and 71-605, Reissue Revised Statutes of Nebraska, 1943, relating to dead human bodies; to provide when it shall be lawful to inter, disinter, or reinter a dead human body; to provide for permits; to provide when certificates of death shall be completed; to provide for the filing of incomplete certificates of death when the cause of death cannot be readily determined; to provide for the obtaining of further information; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Fleming
McCosh
Munnelly
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 214.

A BILL FOR AN ACT to amend section 54-101, Reissue Revised Statutes of Nebraska, 1943, relating to brand inspection area; to redefine brand; to provide when it shall be unlawful to brand except with a hot iron; to provide penalties; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes

Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Fleming
McCosh
Munnelly
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 215. With emergency.

A BILL FOR AN ACT relating to livestock; to provide that the owner or operator of any livestock sales ring located in any county adjacent to the Nebraska brand inspection area may voluntarily elect to provide brand inspection at such sales ring; to provide how much election shall be made and the terms and conditions thereof; to provide for fees; to provide for a bond; to provide an operative date; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Fleming
McCosh
Munnelly
Russillo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Reference Committee Report

LB	Committee
690	Banking, Commerce and Insurance
691	Banking, Commerce and Insurance
692	Banking, Commerce and Insurance
693	Public Health and Miscellaneous Subjects

(Signed) Dwight W. Burney
Chairman

GENERAL FILE

LEGISLATIVE BILL 96. Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 428. Laid over temporarily.

LEGISLATIVE BILL 579. Read and considered.

Mr. Brandt offered the following amendment which was adopted:

1. Amend the title as follows: Lines 3 and 4 by striking "a copy of the published certificate" and inserting in lieu thereof "proof of publication".

Mrs. Orme offered the following amendment which was adopted:

1. Section 1, line 20, after the word "provided" add the word "by".

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 437. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Mr. Romans moved that LB 437 be indefinitely postponed.

Motion pending.

Laid over at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 365. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Romans requested unanimous consent for permission for the Labor and Public Welfare Committee to meet in executive session at 1:00 p.m., today, in the East Lounge. No objections. So ordered.

Visitors

Mr. Syas introduced the following from Clifton Hill School Girl Scout Groups, Omaha: Group 52 Leader, Mrs. L. C. Klandereed; Group 206 Leader, Mrs. Marlin Slaughter, and Assistant Leader, Mrs. Paul Lycan; Group 424 Leader, Mrs. Charles Burns; Group 537 Leader, Mrs. Reginald Rice; Sponsors, Mmes W. F. Brandt, Al Blue, K. L. Keegan and C. Chin; and forty-one Girl Scouts.

GENERAL FILE

LEGISLATIVE BILL 349. Read and considered.

Mr. Ruhnke offered the following amendments which were adopted:

1. Insert a new section, to be known as section 1 and to read as follows:

"Section 1. That section 39-7,129, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-7,129. When any person who is ~~issued a probationary license for the period of one year as provided in section 60-407~~ *between sixteen and twenty years of age* has, as disclosed by the records of the director of motor vehicles until September 20, 1957, thereafter by the Director of the Department of Motor Vehicles, accumulated a total of eight or more points in any period of one year as set out in section 39-7,128, and, whenever it shall come to the attention of the director that such person or any other person has, as disclosed by the records of such director, accumulated a total of twelve or more points within any period of two years, as set out in section 39-7,128, the director shall summarily revoke (1) the license and privilege of such person to operate a motor vehicle in this state or (2) the privilege, if such operator is a nonresident, of operating a motor vehicle within this state. Such revocation shall be for a period of one year from the date of the signing of the order of revocation or one year from the date of the release of such person from the jail or the penitentiary, whichever is the later, unless a longer period of revocation was directed by the terms of the certified abstract of the judgment of conviction forwarded to the director by the trial court.".

2. Renumber original sections 1 to 11 as sections 2 to 12 respectively.

3. In renumbered section 2, line 1, strike "Section" and insert "Sec.".

4. In renumbered section 5, line 57, strike "twenty" and insert "~~twenty~~ *sixteen*"; strike lines 58 to 65, showing all old matter therein as stricken; in line 66, strike "(3)" and insert "~~(3)~~ *(2)*"; in lines 70 and 96, strike "(4)" and insert "~~(4)~~ *(3)*"; in line 98, strike "probationary license" and show the same as stricken; in lines 102 and 103, strike", (2), or (3)" and insert "~~, (2), or (3)~~ or *(2)*; in line 103, strike "probationary licenses and" and show the same as stricken; in lines 104 and 105, strike "or (3)" and insert "~~or (3)~~"; in line 105, strike "respectively," and show the same as stricken; in lines 107 and 108, strike "such probationary license or" and show the same as stricken; in line 111, strike "(5)" and insert "~~(5)~~ *(4)*"; in line 113, strike "(4)" and insert "~~(4)~~ *(3)*"; and strike lines 124 to 126 and show the same as stricken.

5. In renumbered section 6, strike line 15; in line 16, strike "*all*" and insert "*All*".

6. In renumbered section 11, line 1, insert "39-7,129," after "sections".

Advanced to E and R for review with 23 ayes, 9 nays, and 11 not voting.

LEGISLATIVE BILL 339. Laid over.

Speaker Thompson Presiding

Visitors

Mr. Vosoba introduced Mr. John Biegert of Shickley.

Mr. Moulton introduced Mrs. Thaddens Koush, Leader, and fifteen Girl Scouts of Troup 398; Mrs. William A. Fraser, Jr., Leader, and twenty-two Girl Scouts of Troup 209, and Mmes Rice, Kraft, and Mattson, sponsors; Mrs. Olson, Leader, and seven Girl Scouts of Troup 408, and Mrs. Monahan, assistant; and Mmes Minkin, Brown, and Jenn, Leaders, and sixteen Girl Scouts of Troup 276, St. Bernard's School, Omaha.

Mr. Gerhart introduced Messrs. Harland Kelly and Jim Kelly of Norfolk.

Mr. Bowen introduced Messrs. George Casper and William Harms of Hildreth.

Mr. Knight introduced Dr. and Mrs. E. Glenn Callen of Lincoln.

Invitation

Mr. Peck extended an invitation to the members to a noon luncheon scheduled for the Ballroom, Cornhusker Hotel, on Monday, April 24, in connection with the Business Opportunities Clinic and sponsored by the Governor's Office, the Small Business Administration, Consumers Public Power, Lincoln Chamber of Commerce, Nebraska State Chamber of Commerce, and the Division of Nebraska Resources.

Visitors

Mr. Moulton introduced Mrs. A. W. Daubman, Den Mother, Mrs. G. L. Swanson, Assistant, and six Cub Scouts of Pack 406, Den 4, Westgate School, District 66, Omaha.

Mr. Vosoba introduced Miss Jeanne Pilcher of Omaha and Mr. Rick Seacrest of Lincoln.

Mr. Diers introduced Mr. C. E. Hohnbaum of Waco.

Mr. Brandt introduced Messrs. Clark Gibbs and Les Carr of Nebraska City.

Member Excused

Mr. Claussen was excused at 11:00 a.m., for the remainder of the day.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

LB 687	Wednesday, April 12, 1961	2:00 p.m.
LB 688	Wednesday, April 12, 1961	2:00 p.m.
LB 693	Wednesday, April 12, 1961	2:00 p.m.

Banking, Commerce and Insurance

LB 679	Monday, April 10, 1961	2:00 p.m.
LB 680	Monday, April 10, 1961	2:00 p.m.
LB 666	Tuesday, April 11, 1961	2:00 p.m.
LB 686	Tuesday, April 11, 1961	2:00 p.m.

Agriculture

LB 641	Wednesday, April 12, 1961	2:00 p.m.
LB 413	Wednesday, April 19, 1961	2:00 p.m.
LB 485	Wednesday, April 19, 1961	2:00 p.m.
LB 566	Wednesday, April 19, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 411. Indefinitely postponed.

(Signed) George Syas, Chairman

Revenue

LEGISLATIVE BILL 118. Placed on General File as amended.

Standing Committee amendment to LB 118:

1. Amend Section 1, line 7, by striking "seventy-two hundred" and inserting in lieu thereof "six thousand".

LEGISLATIVE BILL 156. Indefinitely postponed.

LEGISLATIVE BILL 661. Placed on General File.

LEGISLATIVE BILL 401. Indefinitely postponed.

LEGISLATIVE BILL 274. Placed on General File as amended.

Standing Committee amendments to LB 274:

1. Amend Section 1 of the bill, line 8, by striking the new matter and reinstating the stricken matter.
2. Attach the Emergency Clause.

LEGISLATIVE BILL 348. Indefinitely postponed.

LEGISLATIVE BILL 600. Placed on General File.

LEGISLATIVE BILL 597. Placed on General File.

(Signed) J. W. Burbach, Chairman

Education

LEGISLATIVE BILL 674. Placed on General File as amended.

Standing Committee amendments to LB 674:

1. Amend section 1 of the bill, line 7, by inserting before "if" the following: *"or the board of education of the district,"*
2. Amend the bill by adding a new section immediately after section 3 to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

3. Amend title to conform.

(Signed) George Syas, Chairman

GENERAL FILE

LEGISLATIVE BILL 341. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 428. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

Visitor

Mr. Forrester introduced Mr. Otis Larreau of Arnold.

LEGISLATIVE BILL 350. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 293. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Laid over at the request of Mr. Erlewine.

Visitor

Mr. Stromer introduced Mrs. William Grinstead of Lincoln.

LEGISLATIVE BILL 261. Read and considered.

Standing Committee amendment 1 found in the Legislative Journal for the Forty-seventh Day was adopted.

Mr. Ruhnke offered the following amendment which was adopted.

1. Amend Standing Committee amendment 2 by striking the word "sentence" and inserting in lieu thereof the word "section".

Standing Committee amendment 2, as amended, and Standing Committee amendment 3 were adopted.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 32 ayes, 2 nays, and 9 not voting.

Visitors

Mr. Marvel introduced Mayor Hans Thorne and City Attorney Gerald Whelan of Hastings.

Member Excused

Mr. Adamson was excused for Wednesday, April 5.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 573. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 319. Placed on Select File as amended.

E and R amendments to LB 319:

1. In section 2, added by the Russillo General File Amendment 1, adopted March 28, 1961, line 5, insert a comma after "district"; and in line 17, strike "the provisions of".

2. In the title, strike lines 2 to 5 and insert "For An Act relating to public health; to authorize any political subdivision, including a metropolitan utilities district, to introduce fluorides into the water supply under its control, as prescribed; to provide an exception; and to require submission of the question of fluoridation to the voters, as prescribed.".

LEGISLATIVE BILL 559. Placed on Select File as amended.

E and R amendments to LB 559:

1. In Standing Committee Amendment 1, line 2, insert a comma after "canceled".

2. In the title, line 4, insert ", canceled," after "suspended".

LEGISLATIVE BILL 101. Placed on Select File as amended.

E and R amendment to LB 101:

1. In the title, line 6, strike "to pro-"; strike lines 7 and 8; and in line 10, strike "of" and insert "at".

LEGISLATIVE BILL 171. Correctly engrossed.

LEGISLATIVE BILL 114. Correctly engrossed.

LEGISLATIVE BILL 404. Correctly engrossed.

LEGISLATIVE BILL 510. Correctly engrossed.

(Signed) William B. Brandt, Chairman

UNANIMOUS CONSENT—Withdraw Hearing on LB 433

Mr. Munnelly requested unanimous consent to withdraw the hearing on LB 433 which was set for April 7 by the Government and Military Affairs Committee. No objections. So ordered.

Visitors

Mr. Gerhart introduced Messrs. Ernest J. Jenny, G. H. Meiergard and P. E. Northrup.

UNANIMOUS CONSENT—Exchange Hearing Rooms

Mr. Burbach requested unanimous consent for permission for the Revenue Committee and the Government and Military Affairs Committee to exchange hearing rooms, this afternoon. No objections. So ordered.

Members Excused

Mr. Erlewine and Mr. Forrester were excused for the afternoon.

Adjournment

At 11:50 a.m., on a motion by Mr. Moulton, the Legislature adjourned until 10:00 a.m., Wednesday, April 5, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 5, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adamson and Wylie who were excused.

Corrections for the Journal

Page 942, line 8, insert "R" after the first word "and".

The Journal for the Sixty-second Day was approved as corrected.

Member Excused

Mr. Burbach was excused for a short period.

MESSAGE FROM THE GOVERNOR

April 3, 1961

The President, The Speaker,
and Members of the Legislature
Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on March 31, 1961, I approved LB 461, LB 569, LB 418, LB 284, LB 400, LB 88, LB 167, LB 168, LB 170, LB 267, LB 285, LB 286, LB 307, LB 81, and LB 304.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Communications

Letter to all personnel from R. C. Newell regarding the east parking lot: the front row adjacent to 16th Street will be reserved for State Senators while the Legislature is in session and one month thereafter.

Letter from Secretary of State Frank Marsh enclosing Resolutions from the State of Washington, Senate and House, regarding Lewis and Clark National Tourway.

Letter from H. A. Brayton, Fremont, favoring a law to prohibit minor children from entering taverns. Referred to the Committee on Judiciary.

Presented to the Governor

Presented to the Governor for approval on March 30, 1961, at 4:00 p.m.: LB 284 LB 418 LB 569

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 204. Placed on General File as amended.

Standing Committee amendment to LB 204:

1. Amend the title, line 6, by striking the word "electors" and inserting the word "election" in lieu thereof.

(Signed) Kenneth L. Bowen, Chairman

Education

LEGISLATIVE BILL 663. Indefinitely postponed.

(Signed) George Syas, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 426. Placed on General File.

LEGISLATIVE BILL 453. Indefinitely postponed.

LEGISLATIVE BILL 615. Placed on General File.

(Signed) Jack Romans, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 620. Placed on General File as amended.

Standing Committee amendments to LB 620:

1. Amend Section 1, line 28, page 2, after the second "of" add the following words: *"interest free"*.

2. Amend Section 1, line 29, page 2, after the word "on" by adding the word *"crop"*.

3. Add the emergency clause.

4. Amend the title to conform.

LEGISLATIVE BILL 533. Placed on General File.

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 128. Replaced on Select File as amended.

E and R amendments to LB 128:

1. In Standing Committee Amendment 1, line 8, strike the period after *"estate"*.

2. In Enrollment and Review Amendment 5, adopted March 29, 1961, insert a semicolon at the end of line 9.

LEGISLATIVE BILL 398. Correctly engrossed.

LEGISLATIVE BILL 325. Correctly engrossed.

LEGISLATIVE BILL 250. Correctly engrossed.

LEGISLATIVE BILL 213. Correctly enrolled.

LEGISLATIVE BILL 214. Correctly enrolled.

LEGISLATIVE BILL 215. Correctly enrolled.

LEGISLATIVE BILL 335. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 213 LB 214 LB 215 LB 335

Member Excused

Speaker Thompson was excused at 10:10 a.m., for the remainder of the morning.

Visitors

Mr. Moulton introduced Sister M. Catherine, Principal; Sister M. Christopher, Teacher; and forty-one students of Christ the King School, Omaha.

Mr. Peck introduced Mrs. Velma Taufar, Teacher, and nineteen students of School District 9, Platte County, and the following sponsors: Mrs. George Louis, Mrs. Jake Louis, Mrs. Joe Schafer, Mrs. Wayne Coffey, and Mrs. Marvin Oppliger.

Mr. Knight introduced Mrs. Lucile Bratt, Teacher, and twenty-eight students of the seventh and eighth grades, District 151, Bennet, and Mmes Dale Nelson and Alvin Bolz, sponsors.

Mr. Staubitz introduced Mr. Ward Minor, City Attorney, Kearney.

MOTION—Place LB 411 on General File

Mr. President: I move that LB 411 be placed on General File.
(Signed) Ross H. Rasmussen

Mr. Jensen moved that the Rasmussen motion be laid over until Wednesday, April 12. The motion prevailed with 35 ayes, 1 nay, and 7 not voting.

Visitors

Mr. Hasebroock introduced Mayor P. M. Moodie of West Point, and Mr. Toelle of Beemer.

Members' Anniversaries

Mr. Moulton announced that today is Mr. and Mrs. Burbach's twenty-fourth wedding anniversary, and also Mr. Burbach's birthday. The members sang Happy Birthday to him.

Mr. Romans announced today is Mr. and Mrs. Jensen's thirty-ninth wedding anniversary, and that in honor of the two anniversaries today, cake and coffee would be served.

Messrs. Jensen and Burbach expressed their appreciation.

Ease

The Legislature was at ease from 11:10 a.m., until 11:25 a.m.

Visitors

Mr. Rasmussen introduced Mr. and Mrs. Al Nichols of Dodge.

Mr. Staubitz introduced Mrs. Clayton Adel of Kearney.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 596. Indefinitely postponed.

(Signed) George Syas, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 515. Placed on General File as amended.

Standing Committee amendments to LB 515:

1. Strike sections 1 and 2 of the act and insert in place thereof new sections to be known as sections 1 and 2 and to read as follows:

"Section 1. In the preparation in this state of the following cured meat products by any meat processor the following restrictions with respect to the use of moisture shall be observed:

(1) Smoked hams, smoked pork shoulders, smoked pork shoulder picnics, and smoked pork shoulder butts may not contain more than ten per cent added moisture. Smoked beef tongues shall not contain added moisture.

(2) Cooked cured products such as hams, pork shoulders, pork shoulder picnics, pork shoulder butts, or pork loins, either smoked or unsmoked, prepared with either moist or dry heat, and identified as cooked, fully cooked, thoroughly cooked, ready to eat, or ready to serve shall not contain added moisture.

(3) Canned hams, pork shoulders, pork shoulder picnics, pork shoulder butts, and pork loins shall not contain more than eight per cent added moisture.

Sec. 2. The Director of the Department of Agriculture and Inspection shall adopt reasonable rules and regulations for the enforcement of section 1 of this act and the making of necessary inspections to insure compliance. The products of any meat processing plant inspected by the Meat Inspection Division of the United States Department of Agriculture shall be presumed to be in compliance with the provisions of section 1 of this act and no inspection of such plants by the Department of Agriculture and Inspection shall be made.".

2. Amend the title to conform.

LEGISLATIVE BILL 435. Placed on General File.

LEGISLATIVE BILL 478. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Revenue

LEGISLATIVE BILL 655. Placed on General File as amended.

Standing Committee amendments to LB 655:

1. Amend section 1 of the bill, line 26 by striking "stamps" and inserting "~~stamps~~ *stamp*", line 30 by striking "revenue" and show same as stricken matter.

2. Amend section 6 of the bill, line 13 by striking "or" and show same as stricken matter, and lines 27 and 28 by striking ", except beer and wine" and insert *"as required by this act"*.

3. Amend section 7 of the bill, line 4 by striking "tax" and show same as stricken matter, and lines 28, 29 and 50 by striking "distributor or".

4. Amend the bill by adding a new section immediately after section 8 to be known as section 9 and to read as follows:

"Sec. 9. That section 53-163, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-163. The commission ~~may~~ *shall* keep at its office at Lincoln, Nebraska, and at any other place it may designate, a supply of ~~stamps~~ *the identification stamp* to be ~~sold~~ *furnished* to any manufacturer or distributor. ~~The stamps shall be sold for the face amount thereof. All stamps sold by the commission may, if so determined by the commission, be canceled by it at the time of delivery to the purchaser. The cancellation may be effected by a stamp or other device, adopted by the commission for that purpose, which shall show thereon that it is a cancellation stamp.~~".

5. Amend the bill by renumbering sections 9 to 12 as sections 10 to 13, respectively.

6. Amend renumbered section 10, line 7 by inserting *"any"* after "counterfeit".

7. Amend renumbered section 11, line 12 by striking "in the English language", line 14 by striking "except beer", line 14 by

striking "the alcoholic content thereof, except beer", and lines 15 and 16 by reinstating the stricken matter.

8. Amend renumbered section 12, line 2 by inserting ", 53-163" after "53-162".

(Signed) J. W. Burbach, Chairman

UNANIMOUS CONSENT—LB 655

Mr. Burbach requested unanimous consent to have LB 655 placed at the head of General File. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Hearings

Mr. Jensen requested unanimous consent to withdraw the hearings on LB 413 which was set for hearing on April 19, and LB 641 which was set for hearing on April 12 by the Agriculture Committee. No objections. So ordered.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 568.

A BILL FOR AN ACT to amend section 44-309, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to prescribe additional investments for domestic insurance companies; to liberalize provisions respecting dormitory bonds; to include territories of the United States, Canada, and any provinces thereof in the authorized obligations in which a domestic insurance company may invest its capital surplus and other funds; to provide for participation in agreements with investors other than insurance companies in the acquisition of unencumbered fees in real estate and change earnings requirements for such acquisition; to delete a reference to equipment trust certificates; to provide for the use of consolidated income statements in applying the earnings test required to qualify the obligations of corporations other than railroad or public utility corporations and to clarify the definition of fixed charges; to authorize investment in obligations which are secured by assignment of a lease or leases, or the rentals payable under such leases, of real or personal property, together with a first lien on the interest of the lessor in the subject property; to clarify the earnings test required to qualify the revenue bonds of a corporate authority; to permit the inclusion of the earnings and records of regular dividend payments of all predecessor, merged, consolidated, or purchased companies in qualifying preferred stocks; to permit the inclusion of the earnings of all predecessor, merged, consolidated, or purchased companies in qualifying common stocks;

to include the Dominion of Canada wherein the property evidenced by trust certificates and other evidences of debt may be wholly or partially situated or maintained; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb

Voting in the negative, 0.

Not voting, 3:

Adamson
Thompson
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 155.

Mr. McHugh moved that LB 155 be returned to Select File for the following specific amendment:

1. Amend section 4 of the bill by striking all of that section after "with." in line 6, and by adding a new section 6 to read as follows:

"Sec. 6. The county board shall also have authority to provide for a comprehensive plan for the area within the zoning and subdivision jurisdiction of the county, to be the general plan for the improvement and development of such area, and to prescribe standards for laying out subdivisions in harmony with such comprehensive plan.".

Amendment pending.

The motion prevailed with 37 ayes, 0 nays, and 6 not voting, and LB 155 was returned to Select File.

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 413	Wednesday, April 12, 1961	2:00 p.m.
LB 641	Wednesday, April 19, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 39. Placed on General File as amended.

Standing Committee amendment to LB 39:

1. Amend page 2 of the bill, section 1, line 3, by striking same, and inserting in lieu thereof the following:

"59-301. *Except as provided by sections 44-1443 to 44-1486, any* ~~Any~~ combination or agreement made or en-".

LEGISLATIVE BILL 282. Placed on General File.

LEGISLATIVE BILL 347. Placed on General File as amended.

Standing Committee amendments to LB 347:

1. Amend Section 3, line 3, by striking "or by telephone" and in line 4, beginning with the words "In the absence of" strike the balance of Section 3.

2. Amend the title to conform.

LEGISLATIVE BILL 355. Indefinitely postponed.

LEGISLATIVE BILL 357. Indefinitely postponed.

(Signed) Joe T. Vosoba, Chairman

LEGISLATIVE BILL 374. Placed on General File.

LEGISLATIVE BILL 402. Placed on General File.

(Signed) William B. Brandt, Vice-Chairman

LEGISLATIVE BILL 406. Placed on General File as amended.

Standing Committee amendments to LB 406:

1. In section 1, line 4, strike the underscored comma and insert *"or"*; and in lines 5 and 6, strike *", or purchaser of goods or chattels under a conditional sales contract"*.

2. Amend the title to conform.

LEGISLATIVE BILL 407. Placed on General File.

LEGISLATIVE BILL 408. Placed on General File as amended.

Standing Committee amendments to LB 408:

1. Strike the new matter in Section 1, lines 5 through 12 and substitute the following: *"provided, that the condemner may appeal any fee so fixed to the district court; provided further, that such an appeal shall be docketed apart from and shall be considered separately and independently from the rights between the condemnee and condemner."*

2. Amend the title to conform.

LEGISLATIVE BILL 468. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

LEGISLATIVE BILL 505. Placed on General File as amended.

Standing Committee amendments to LB 505:

1. Amend Section 1, line 3, by striking "municipal" and inserting *"political subdivision"*.

2. Amend Section 2, line 2, by striking "municipal" and inserting *"political subdivision"*.

3. Amend Section 5, line 4, by striking "municipal" and inserting *"political subdivision"*.

4. Amend the title to conform.

(Signed) Peter H. Claussen, Acting Chairman

Adjournment

At 12:02 p.m., on a motion by Mr. Klaver, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 6, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Sixty-third Day was approved.

Communications

Letter from Frederick C. Wefso, Western Nebraska United Chambers of Commerce, favoring LB 208 and opposing LB 567, and transmitting a resolution on Congressional redistricting. Referred to the Committee on Revenue.

Letter from Mr. Ted Turpin, Administrative Assistant to Congressman Dave Martin, acknowledging receipt of LR 14.

NOTICE OF COMMITTEE HEARINGS

Education

LB 472	Monday, April 17, 1961	2:00 p.m.
LB 473	Monday, April 17, 1961	2:00 p.m.
LB 542	Tuesday, April 18, 1961	2:00 p.m.
LB 593	Tuesday, April 18, 1961	2:00 p.m.
LB 262	Monday, April 24, 1961	2:00 p.m.
LB 265	Monday, April 24, 1961	2:00 p.m.

Speaker Thompson Presiding

Presented to the Governor

Presented to the Governor for approval on April 5, 1961, at 2:30 p.m.: LB 213 LB 214 LB 215 LB 335

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 432. Placed on General File as amended.

Standing Committee amendments to LB 432:

1. Amend section 1 of the bill, line 6 by striking "permit" and inserting "licensed", line 7 by striking "shall" and inserting "may", line 8 by inserting "subject to the approval of the building superintendent or other person in charge of the property" after "property", and lines 9 and 10 by striking "State Director of Public Welfare" and inserting "Board of Control".

2. Amend section 2 of the bill, line 1 by striking "State Board of Public Welfare shall" and inserting "Board of Control may" and line 9 by striking "director" and inserting "Board of Control and the person in charge of the building or property".

3. Amend section 3 of the bill, line 1 by striking "State Director of Public Welfare shall" and inserting "Board of Control may", line 7 by striking "director if he" and inserting "board if it", line 9 by striking "him" and inserting "the board", and line 11 by striking "director" and inserting "board".

4. Amend section 4 of the bill by striking lines 1 to 3 and inserting the following:

"Sec. 4. The installation and operation of such vending stands on state property and in state-owned or controlled buildings shall be administered by the Board of Control pursuant to, and in accordance with, the vending stand program existing under the supervision and control of the Board of Control."

LEGISLATIVE BILL 550. Placed on General File as amended.

Standing Committee amendment to LB 550:

1. Amend section 1 of the bill, lines 6 and 11 by inserting "*working*" before "days", and line 11 by inserting "*, and any vacation time not used in any calendar year shall be lost*" before the period.

(Signed) Jack Romans, Chairman

Enrollment and Review

LEGISLATIVE BILL 434. Placed on Select File as amended.

E and R amendment to LB 434:

1. For correlation purposes, after the second comma in line 2 of both sections 1 and 2, and after the first comma in line 3 of the title, insert "as amended by section 1, Legislative Bill 418, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, line 6, strike "or"; in line 8, insert "or upon the filing of a praecipe for a bill of exceptions by an appealing party in the office of the clerk of the district court as provided in section 25-1140," after the comma; in lines 10 and 11, strike "fifteen" and insert "thirty"; in line 25, strike "It shall be the duty of the" and strike lines 26 to 38, and "court." in line 39 and insert "The procedure for preparation, settlement, signature, allowance, certification, filing, and amendment of a bill of exceptions shall be regulated and governed by rules of practice prescribed by the Supreme Court.".

LEGISLATIVE BILL 579. Placed on Select File as amended.

E and R amendments to LB 579:

1. In section 1, line 18, strike "is" and show the same as stricken.

2. In the title, lines 3 and 4, strike "and trademarks".

LEGISLATIVE BILL 365. Placed on Select File as amended.

E and R amendments to LB 365:

1. For correlation purposes, after the second comma in line 2 of both sections 1 and 2 and after the second comma in line 3 of the title, insert "as amended by section 4, Legislative Bill 40, Seventy-second Session, Nebraska State Legislature, 1961,"; strike all stricken matter; in line 15 strike "in regard to"; underscore all beginning with "The" in line 14 through the period in line 29; and in the title, strike from the first "to" in line 4 through the semicolon in line 6.

2. In section 1, line 18, strike "*operator's*" and insert "*operators'*"; and in line 28 strike "*World War II veteran*" and insert "*person*".

LEGISLATIVE BILL 341. Placed on Select File as amended.

E and R amendments to LB 341:

1. In Standing Committee Amendment 1, insert ", showing the same as stricken," at the end of line 2.

2. In section 1, line 9, strike "of" as in the statutes.

3. In the title, insert "having" at the end of line 5; and in line 6 strike "one hundred fifty" and insert "two hundred".

LEGISLATIVE BILL 428. Placed on Select File as amended.

E and R amendments to LB 428:

1. In renumbered section 1, line 1, strike "Sec." and insert "Section".

2. In renumbered section 4, line 61, strike "*, if any,*".

3. Strike renumbered section 6, and renumber originally renumbered sections 7 to 16 as sections 6 to 15.

4. In renumbered section 6, line 12, insert "next" at the end of line 12, as in the statutes.

5. In renumbered section 9, line 20, strike "the (a)" and insert "the (a) *the*".

6. In renumbered section 10, line 7, strike the comma as in the statutes; and in line 51, insert "*entitled to vote*" after "corporation".

7. In renumbered section 15, line 2, strike "21-163,".

8. For correlation purposes, in renumbered section 10, line 2, insert "as amended by section 2, Legislative Bill 13, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and in line 55, strike "consent" and insert "intent".

9. For correlation purposes in renumbered section 15, line 4, strike "and"; and also in line 4, strike ", 21-183,"; and in line 5, insert "and section 21-183, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 13, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma.

10. In the title, strike lines 2 to 11, and insert "For An Act to amend sections 21-135, 21-138, 21-139, 21-151, 21-158, 21-167, 21-168, 21-170, 21-1,104, 21-1,113, and 21-1,133, Reissue Revised Statutes of Nebraska, 1943, sections 21-171 and 21-1,159, Revised Statutes Supplement, 1959, and section 21-183, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 13, Seventy-second Session, Nebraska State Legislature, 1961, relating to corporations; to provide for the issuance of capitol stock without the right to vote; and to repeal the original sections.".

LEGISLATIVE BILL 350. Placed on Select File as amended.

E and R amendment to LB 350:

1. In the title, line 6, strike "rating" and insert "maximum engine power claim".

LEGISLATIVE BILL 261. Placed on Select File as amended.

E and R amendment to LB 261:

1. In the title, line 3, strike the comma; and strike lines 5 to 8 and insert "as prescribed.".

LEGISLATIVE BILL 568. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 568

Visitors

Mr. McCosh introduced Mr. Vernon Allen of Scottsbluff.

Mr. Romans introduced Mr. and Mrs. H. J. Hoeppner of North Loup, and Mr. Bud Hoeppner of Arkansas.

RESOLUTIONS

LEGISLATIVE RESOLUTION 16. Re: Support to Governor and Adjutant General in Their Efforts to Acquaint the Citizenship With the Communist Menace.

Introduced by Jack Romans, 29th District; Michael P. Russillo, 9th District; and William B. Brandt, 2nd District.

WHEREAS, world domination under Communist rule is the avowed goal of the World Communist party, the success of which, means destruction of our freedom and our American way of life, and

WHEREAS, these are times of great decisions throughout the free world in which all Americans must be prepared to participate and to face tremendous risks by these decisions, and

WHEREAS, an urgent need exists for all citizens of our state and nation to be cognizant of the threat of Communism and fully informed of the methods used by the Communist party in their plan for universal enslavement, and

WHEREAS, silent, creeping, infiltrating control of all churches, schools, organizations, clubs, agencies, and activities is a prime target of the Communists and only individual and collective watchfulness can forestall Communist control leading to final corruption and destruction, and

WHEREAS, knowledge and a fully prepared public present a major deterrent to possible war, and

WHEREAS, the Nebraska National Guard, under the direction of the Governor, has presented to this body a very comprehensive and enlightening program describing the challenge facing our state and nation, and

WHEREAS, it is evident by public interest shown, that the citizens of our state desire this information for a better understanding of Communist strategy, that an expanded program would be beneficial to all citizens in their evaluation and essential to all civic, business, cultural, and government leaders.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That members of the Nebraska Legislature go on record as commending the Governor's office, the Adjutant General, and the Nebraska National Guard for their initiative in bringing to this body and to the heads of our state government this vital information so necessary to all leaders in these critical times.

2. That the Nebraska Legislature, by this resolution, extends their support and guidance to the Governor and the Adjutant General by encouraging the continuation of their efforts to acquaint the citizenship at large with the Communist menace and with a sound program of instruction for survival preparedness.

Mr. Romans requested unanimous consent to add Marvin Lautenschlager, 30th District, and Joe T. Vosoba, 23rd District, as cointroducers of LR 16. No objections. So ordered.

MOTION—Introduce Bill

Mr. President: I move that the Public Health and Miscellaneous Subjects Committee be permitted to introduce the bill herein attached at the request of the Governor of Nebraska, the purpose of said bill being as follows: To transfer responsibility for and authority over schools for mentally retarded children from the Board of Control to the State Department of Education. (Signed) Sam Klaver, Chairman

Permission to introduce the bill granted with 39 ayes, 0 nays, and 4 not voting.

President Burney Presiding

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 694. By Committee on Public Health and Miscellaneous Subjects, Sam Klaver, 6th District, Chairman.

A BILL FOR AN ACT to amend sections 83-246 and 83-247, Reissue Revised Statutes of Nebraska, 1943, relating to mentally retarded children; to transfer responsibility for and authority over schools for mentally retarded children from the Board of Control to the State Department of Education; and to repeal the original sections.

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Burbach requested unanimous consent that the hearing date be withdrawn on LB 636, which is set for April 21 by the Revenue Committee. No objections. So ordered.

Visitors

Mr. Fleming introduced Mr. Charles Hasty, Sponsor, and the following Vocational Agriculture students of Bridgeport: Tom Hoenber, Howard Hinman, Mickey Lund, Ward Nelson, Rolland Nichols and Gene Batterman.

MOTION—Place LB 596 on General File

Mr. President: I move to place LB 596 on General File. (Signed) Willard H. Waldo

Mr. Waldo requested unanimous consent that consideration of his motion to place LB 596 on General File be laid over until April 12. No objections. So ordered.

MOTIONS—Place Bills on General File

Mr. President: I move that LB 421 be placed on General File. (Signed) Hans O. Jensen

Mr. President: I move that LB 422 be placed on General File. (Signed) Hans O. Jensen

Mr. President: I move that LB 423 be placed on General File. (Signed) Hans O. Jensen

Mr. Jensen requested unanimous consent that the motions be considered at the same time.

Mr. Adams objected.

Mr. Ruhnke moved that the rules be suspended and the Jensen motions be considered as one motion. The motion prevailed with 41 ayes, 0 nays, and 2 not voting.

Speaker Thompson Presiding

Mr. Jensen requested a record vote.

Voting in the affirmative, 15:

Brandt
Burbach
Craft
Erlewine
Fleming
Gerdes
Jensen
Kjar
McCosh
Orme
Stalder
Staubitz
Stryker
Vosoba
Waldo

Voting in the negative, 28:

Adams
Adamson
Bowen
Bridenbaugh
Claussen
Diers
Forrester
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
Marvel
McHugh
Moulton
Munnelly
Nelson
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stromer
Syas
Thompson
Webb
Wylie

Not voting, 0.

The Jensen motion lost.

Visitors

Mr. Nelson introduced Mr. Oren F. Shippen, Sponsor, and four F.F.A. members from Atkinson.

Mr. Kjar introduced forty members of the Jane Jefferson Clubs from Dawson, Gosper and Buffalo Counties.

Mr. Gerdes introduced Lonnie Wilkins, John Adam and Monty Brooks, members of F.F.A. of Alliance.

President Burney Presiding

Mr. Stalder introduced the following F.F.A. members: Ronald Ganzel, Clark Hunzeker, Sid Borcher, Roger Price, Larry Brodbury, Jim Harrell, Larry Thieman and Frank Graham.

Mr. Fleming introduced Mr. William E. James, Jr., Leader, and five F.F.A. members of Bayard.

Mr. Romans introduced his wife and Mrs. Bill Alf.

Mr. Craft introduced Mr. Wally Agee of North Platte.

Mr. Lautenschlager introduced Mr. E. B. Wilson, District Manager, Northwestern Bell Telephone Company, of Grand Island.

Member Excused

Mr. Vosoba was excused at 10:45 a.m. for a short period.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 692 Tuesday, April 11, 1961 2:00 p.m.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 367. With emergency.

A BILL FOR AN ACT to amend sections 71-3003, 71-3005, and 71-3006, Reissue Revised Statutes of Nebraska, 1943, relating to water pollution control; to provide for a per diem for members of the state water pollution control council as prescribed; to provide for setting up standards for water quality; to provide for hearings and notice; to provide for compliance in providing of a sewage treatment or disposal plant or interceptor sewers; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Erlewine
Forrester
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Speaker Thompson Presiding

LEGISLATIVE BILL 218.

A BILL FOR AN ACT to amend sections 39-714.03, 39-752, 39-7,108, 39-1321, 39-1339, 39-1348, 39-1801, 60-1006, 76-703, and 81-701.04, Reissue Revised Statutes of Nebraska, 1943, and section 39-7,118.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 188, Seventy-second Session, Nebraska State Legislature, 1961, relating to highways; to reaffirm the assent to the federal acts set forth in section 39-1304, Reissue Revised Statutes of Nebraska, 1943; to provide for violation of rules established by Department of Roads, as prescribed; to provide for certain vehicles, as prescribed, to which right-of-way shall be yielded; to provide for deposit of funds by State Engineer in the state treasury and placed in Highway Cash Fund; to harmonize provisions thereof with other legislation; to remove obsolete matter; to provide authority for county and township boards as prescribed; to provide the procedure for determining damages when taking public utility property engaged in rendering existing service; to provide for maintenance of bridges on connecting links; to provide jurisdiction of Department of Roads regarding safety devices along highways in cities and villages as prescribed; to provide when operators of equipment of Department of Roads are excused from making vehicle reports; to provide for fulfillment of advertising for bids for maintenance and repair of highways; to define terms; to provide for acquisition of landlocked real estate as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Jensen
Kjar
Klaver

Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Gerdes
Hasebroock
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Marvel introduced Mrs. Harley E. Cole and Mr. Glen Barta, Teachers, and sixty-five eighth grade students from Minden Junior High School.

Mr. Waldo announced that the following had been visiting the Legislature this morning: Mrs. Richard Scheedeler, Teacher, and twenty pupils of District 160, Pickrell, and Mr. and Mrs. Dorn, Mr. and Mrs. Vernon Spilker; Mrs. Wayne Bohling, and Mrs. Johnsen, parents.

LEGISLATIVE BILL 247.

A BILL FOR AN ACT to amend section 57-905, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 172, Seventy-second Session, Nebraska State Legislature, 1961, relating to oil and gas conservation; to change the conditions of the bond as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck

Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Stryker
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Gerdes introduced Mr. Elmer Dudden, Vocational Agriculture Instructor, and twelve F.F.A. members from Chadron.

Explanation of Vote

Mr. President: If I had not been excused to attend a meeting of the Building Commission, I would have voted "Aye" on LB 367, LB 218, and LB 247. (Signed) Joe T. Vosoba

LEGISLATIVE BILL 258.

A BILL FOR AN ACT to amend section 23-1201, Revised Statutes Supplement, 1959, relating to the county attorney; to provide that in counties having less than two hundred thousand inhabitants the county board may waive prescribed reports required of the county attorney; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 445.

A BILL FOR AN ACT to amend section 32-307, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide for election of a clerk of the district court in each county having a population of seven thousand inhabitants or more; to provide for the submission of the question of not electing such clerk in counties having a population of seven thousand and less than ten thousand inhabitants; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 7:

Bowen
Diers
Lautenschlager
Orme
Romans
Ruhnke
Stromer

Not voting, 1:

Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 459.

A BILL FOR AN ACT relating to courts; to provide for the assessment as costs, upon conviction for prescribed offenses, of the physician's fee for administering and analyzing a test to determine intoxication.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 3:

Lautenschlager
Romans
Wylie

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

President Burney Presiding

LEGISLATIVE BILL 532.

A BILL FOR AN ACT relating to motor vehicle operators' licenses; to provide for the admissibility in proceedings and the evidentiary weight of prescribed copies of certain orders of the Director of Motor Vehicles.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 208.

Mr. Jensen moved that LB 208 be returned to Select File for the following specific amendment:

1. Strike the enacting clause.

Mr. Russillo moved the previous question. The motion prevailed with 29 ayes, 10 nays, and 4 not voting.

Visitors

Mr. Brandt introduced Messrs. Adolph Kinker and Herman Kohrs of Johnson.

Mr. Gerdes introduced Douglas Crouse, F.F.A. President, Alliance.

Mr. Adamson introduced former Senator D. J. Cole of Merriman.

Mr. Romans introduced Messrs. Clarence Romans and Howard Strasburg of Arnold.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 553 Wednesday, April 12, 1961 2:00 p.m.

Banking, Commerce and Insurance

LB 570 Tuesday, April 11, 1961 2:00 p.m.

MOTION—Place LB 348 on General File

Mr. President: I move to place LB 348 on General File. (Signed) Willard H. Waldo

Motion pending.

UNANIMOUS CONSENT—Hearing Room

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to use the West Chamber this afternoon, if necessary. No objections. So ordered.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Hans O. Jensen

The motion lost with 18 ayes, 23 nays, and 2 not voting.

BILLS ON FINAL READING

LEGISLATIVE BILL 208.

Mr. Jensen requested a record vote on his motion to return LB 208 to Select File.

Voting in the affirmative, 16:

Adams
Bridenbaugh
Erlewine
Fleming
Forrester
Gerhart
Jensen
Kjar
Klaver
McHugh
Nelson
Peck
Ruhnke
Stalder
Stryker
Webb

Voting in the negative, 25:

Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Gerdes
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Orme
Rasmussen
Russillo
Skarda
Staubitz
Stromer
Syas
Thompson
Vosoba
Wylie

Not voting, 2:

Romans	Waldo

The Jensen motion lost.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Frank Nelson

The motion prevailed with 22 ayes, 19 nays, and 2 not voting, and at 12:13 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 7, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Sixty-fourth Day was approved.

Communications

Letter to President Burney from Mr. J. K. McKinney, Secretary, Nebraska Mid-State Reclamation District, regarding LR 14.

Memorandum from Mrs. Helen Greene, Director, Governor's Safety Council, favoring LB 575. Referred to the Committee on Revenue.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

April 6, 1961

The Honorable Dwight W. Burney
State Capitol
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees will meet at 1:15 p.m. on Thursday, April 13, 1961 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison as follows:

John Hossack to serve as State Engineer whose term will expire January 3, 1963 and,

Louis Findeis, member of Game, Forestation, and Parks Commission from District One whose term expires January 15, 1966.

Respectfully submitted,

(Signed) J. O. Peck
J. O. PECK, Chairman
Committee on Committees

JOP/jg

Presented to the Governor

Presented to the Governor for approval on April 6, 1961, at 3:30 p.m.: LB 568

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 532. Correctly enrolled.

LEGISLATIVE BILL 459. Correctly enrolled.

LEGISLATIVE BILL 445. Correctly enrolled.

LEGISLATIVE BILL 258. Correctly enrolled.

LEGISLATIVE BILL 247. Correctly enrolled.

LEGISLATIVE BILL 218. Correctly enrolled.

LEGISLATIVE BILL 367. Correctly enrolled.

(Signed) William B. Brandt, Chairman

UNANIMOUS CONSENT—Withdraw LB 125

Mr. Marvel requested unanimous consent to withdraw LB 125.

Request pending. Laid over.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 532 LB 459 LB 445 LB 258 LB 247 LB 218 LB 367

RESOLUTIONS

LEGISLATIVE RESOLUTION 16.

Mr. Romans requested unanimous consent to add Harold B. Stryker, 17th District, and Matt Wylie, 27th District, as co-introducers of LR 16. No objections. So ordered.

LR 16 was adopted with 41 ayes, 0 nays, and 2 not voting.

Visitors

Mr. Staubitz introduced Mr. Charles Turner, Teacher, Mr. and Mrs. LaVerne Sear and Mrs. Tom Earl, Sponsors, and fifteen students of Elm Creek Public School.

Mr. Brandt introduced Mr. Marion Weatheral, F. F. A. Leader, Palmyra.

Mr. Gerdes introduced Mr. and Mrs. Nicodemus and son, Larry, of Alliance.

Mr. Bridenbaugh introduced Tom Frederickson and Bill Westerhold, representing a delegation of thirteen F.F.A. members.

Member's Birthday

Mr. Stromer announced that today is Mr. Diers' birthday, and the members sang Happy Birthday to him.

MESSAGE FROM THE GOVERNOR

April 6, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison respectfully requests the introduction of a bill which would allow the Nebraska State Board of Examiners for Professional Engineers and Architects to pay office rent.

The Auditor of Public Accounts has notified the Board that it is illegal to pay rent under present statutes. Therefore, it is a necessity, since the Board has office space in the Terminal Building in Lincoln. There is no space available in the Capitol Building for this office.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 695. By J. W. Burbach of Legislative District 14, upon recommendation of the Governor.

A BILL FOR AN ACT to amend section 81-841, Reissue Revised Statutes of Nebraska, 1943, relating to the State Board of Examiners for Professional Engineers and Architects; to authorize the State Board of Examiners for Professional Engineers and Architects to use funds available for the purpose of renting suitable space in the state capital city for the board; to repeal the original section; and to declare an emergency.

UNANIMOUS CONSENT—Withdraw LB 486

Mr. Bowen requested unanimous consent to withdraw LB 486.

Request pending. Laid over.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Public Health and Miscellaneous Subjects be permitted to introduce a bill, the purpose of which is to provide that artificial or man-made alterations in the banks of the North Platte River shall not affect in any way the present statutory boundaries of the Garden County Game Refuge. The Committee voted 5 to 1, with 1 not present, to request the introduction of this bill. (Signed) Cecil Craft, Vice Chairman

Permission to introduce the bill granted with 38 ayes, 0 nays, and 5 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 696. By Committee on Public Health and Miscellaneous Subjects, Cecil Craft, 38th District, Vice Chairman.

A BILL FOR AN ACT to amend section 37-412, Reissue Revised Statutes of Nebraska, 1943, relating to the Garden County game refuge; to provide that man-made alterations in the banks of the North Platte River shall not be recognized as effecting legal changes in the refuge boundaries; and to repeal the original section.

BILLS ON FINAL READING

LEGISLATIVE BILL 208.

Mr. Stryker moved that LB 208 be returned to Select File for the following specific amendments:

1. Section 1, line 8, strike "three-tenths" and insert "twenty-one hundredths".

2. Section 1, line 17, strike "Parking" and insert "Park".

Mr. Russillo moved to amend the Stryker amendment by striking "twenty-one" and inserting "thirty-four". The Russillo motion lost with 17 ayes, 23 nays, and 3 not voting.

The Stryker motion lost with 20 ayes, 22 nays, and 1 not voting.

LB 208 was read and put upon final passage.

A BILL FOR AN ACT to amend section 81-815.34, Revised Statutes Supplement, 1959, relating to state parks; to increase and to extend to 1971 the mill levy for the State Park Fund; to limit the amount that may be expended for a prescribed purpose; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Orme
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Wylie

Voting in the negative, 11:

Bridenbaugh
Erlewine
Forrester
Jensen
Kjar
McHugh
Nelson
Peck
Ruhnke
Stryker
Webb

Not voting, 2:

Fleming
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Marvel introduced Mrs. Keith Harris, Teacher, and nineteen pupils from Ayr Public School, District 53, and Mmes Sanford, Stubbe, Peters, and Anderson, mothers.

Mr. Erlewine announced that the following had visited the Legislature this morning: Mr. John Schade, advisor, and Lloyd

Meeske, Terry McNair, Jim Smith, and Kent Molzahn, F.F.A. members.

Mr. Bowen introduced Mr. Richard McConkey, Teacher, and seven students from Bladen High School, accompanied by Mrs. McConkey and Mr. and Mrs. Ray Bates.

Mr. Stalder introduced Herb Hansen of Tecumseh, Lawrence Brommier of Cook, and Wayne King of Auburn.

Mrs. Orme introduced Mrs. MacMeekhan and Mrs. Snyder, Teachers, and forty students from Bryan School, Lincoln.

Mr. Webb introduced Messrs. Elmer Elmshaenser and Augie Blomenkamp, and three F.F.A. members from Ogallala.

UNANIMOUS CONSENT—Final Reading

Mr. Ruhnke requested unanimous consent to dispense with Final Reading this morning. No objections. So ordered.

Guest

President Burney introduced Mr. Leonard Ludwig who addressed the Legislature, and declared President Burney and members of the Legislature as honorary citizens of South Dakota. He extended an invitation to the South Dakota Centennial celebration which is scheduled for the third week in June.

SELECT FILE

LEGISLATIVE BILL 155. The pending McHugh specific amendment found in the Legislative Journal for the Sixty-third Day was adopted with 28 ayes, 0 nays, and 15 not voting.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 198. Advanced to E and R for engrossment.

LEGISLATIVE BILL 319. E and R amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 559. E and R amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 101. E and R amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 128. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 434. E and R amendment found in the Legislative Journal for the Sixty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 579. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 365. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 341. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 428. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 350. E and R amendment found in the Legislative Journal for the Sixty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 261. E and R amendment found in the Legislative Journal for the Sixty-fourth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Hasebroock introduced Daniel Kroeger and Bill Johnson of Wisner, and Danley Doffin of Pilger, F.F.A. members.

Mr. Claussen introduced Mr. George L. Baumert, sponsor, and eight F.F.A. members from Howells.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 134	Thursday, April 13, 1961	2:00 p.m.

Government and Military Affairs

LB 433	Friday, April 21, 1961	2:00 p.m.
LB 224	Thursday, April 27, 1961	2:00 p.m.
LB 279	Thursday, April 27, 1961	2:00 p.m.
LB 269	Friday, April 28, 1961	2:00 p.m.
LB 369	Friday, April 28, 1961	2:00 p.m.
LB 614	Friday, April 28, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 632. Placed on General File.

(Signed) John P. Munnelly, Chairman

Judiciary

LEGISLATIVE BILL 246. Placed on General File.

LEGISLATIVE BILL 507. Placed on General File as amended.

Standing Committee amendments to LB 507:

1. Amend section 1, line 37, by striking the word "primary".
2. Amend the title to conform.

(Signed) Joe T. Vosoba, Chairman

Visitors

Mr. Jensen introduced Mr. George Woolsey, Clay County Extension Agent, Mrs. Carl Fitzke, President of Clay County Home Extension Clubs, and ninety-one members; and Mr. Ralph Springer of Aurora.

Mr. Erlewine introduced David Keller and Gilbert Pankonin, F.F.A. members, of Grant.

GENERAL FILE

LEGISLATIVE BILL 655. Reading waived. Considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Mr. Burbach offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Speaker Thompson Presiding

Visitors

Mr. Peck introduced Mrs. Luella King, Teacher, Mr. and Mrs. Robert Forbes, Mrs. Guy Lamberson, Sponsors, and six students of Glenwood School, District 28, Nance County.

LEGISLATIVE BILL 186. Laid over until Thursday, April 13, at the request of Mr. Romans.

LEGISLATIVE BILL 132. Considered.

Mr. Knight requested unanimous consent to withdraw his pending amendment found in the Legislative Journal for the Sixtieth Day. No objections. So ordered.

Mr. Webb moved to indefinitely postpone LB 132.

Mr. Adamson moved the previous question. The motion prevailed with 24 ayes, 8 nays, and 11 not voting.

The Webb motion to indefinitely postpone lost with 16 ayes, 21 nays, and 6 not voting.

Mr. Diers offered the following amendment which was adopted with 19 ayes, 13 nays, and 11 not voting:

1. Amend the bill by adding a new section to be known as Section 5, and to read as follows:

"Sec. 5. Any city, village or county may permit for special occasions, licensees to play bingo elsewhere than as stated on the license."; renumber the remaining sections.

Mr. Romans offered the following amendments which were adopted:

1. Amend Section 2, Line 11, by striking the word "session" and inserting the word "game".

2. Amend the title to conform.

Advanced to E and R for review with 30 ayes, 6 nays, and 7 not voting.

Visitors

Mr. Staubitz introduced the following F.F.A. members: Robert L. Pesek, James L. Skala and William Manfull of Gibbon.

Mr. Russillo introduced his wife and Mrs. Frank Russillo.

Mr. Romans introduced Messrs. Clayton Jacobs and Sam Jacobs of St. Paul.

Mr. Moulton introduced his wife and Mrs. C. N. Snell.

Mr. Adamson introduced the following F.F.A. members from Rushville: Lyle Eaton, Nick Gaspers, Gene Snyder, Albert Baumeister, Benny Janssen and Ronald Kearns.

RESOLUTIONS

LEGISLATIVE RESOLUTION 17. Re: Commendation of the President of the United States for Leadership in Advancement for Negroes and Integration in the Armed Forces.

Introduced by John Adams, Sr., 5th District.

WHEREAS, the President of the United States directed that an effort be made to recruit negroes of outstanding ability into position of responsibility, and

WHEREAS, negroes should be further integrated in the armed forces.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the President of the United States be commended for his leadership in this advancement for the negroes and that he be encouraged to further integrate the armed forces.

2. That a copy of this resolution, suitably engrossed be sent by the Clerk of the Legislature to the President of the United States.

MOTION—Introduce Bill

Mr. President: I move that the Revenue Committee be permitted to introduce the bill herein attached, the purpose of said bill being as follows:

In 1959 the Legislature enacted two laws designed to bring an end to the traditional practice of not reporting intangibles: LB 42 and LB 51. These bills contained two basic provisions calculated to cure the intangible tax problem — first, a threat of an extremely heavy penalty for those who failed to report intangibles (LB 42) and second, a promise to anyone who broke with past tradition and reported intangibles for the first time, that the assessor would not be able to use this information and assess taxes and penalties for years prior to 1959 (LB 51).

Many taxpayers, in reliance upon these bills and in good faith, reported intangible property for the first time. However, some did not. These few questioned the constitutionality of the heavy intangible tax penalty, and in *Creigh* v. *Larsen*, 171 Nebr. 317, the Supreme Court held the penalty invalid. The Attorney General has taken the position that the Supreme Court's decision renders not only the penalty provisions of LB 42 and LB 51 invalid, but also those provisions precluding the assessor from asserting as assessment prior to 1959. In a sense this unfortunate series of events penalizes the taxpayer who honestly and in good faith, reported all of his intangible property in 1959, relying upon the legislative promise that the assessor would not use this information to assess taxes and penalties prior to 1959.

To protect the taxpayer who relied upon the legislative promise expressed in LB 51, and broke from the universal tradition of not reporting intangible property, it is now necessary to introduce the attached amendment.

(Signed) J. W. Burbach, Chairman

Motion pending.

Laid over until Tuesday, April 11, at the request of Mr. Russillo.

Reference Committee Report

LB	Committee
694	Public Health and Miscellaneous Subjects

(Signed) Dwight W. Burney
Chairman

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Bowen requested unanimous consent to withdraw the hearing on LB 647 which was set by the Government and Military Affairs Committee for Thursday, April 13, 1961. No objections. So ordered.

UNANIMOUS CONSENT—Special Order

Mr. Russillo requested unanimous consent that LB 96 be made the first order of business on General File on Tuesday, April 11. No objection. So ordered.

Visitors

Mr. Forrester introduced Mr. Willis R. Thurber, sponsor, and Vincent Hulinsky, Rusty Lewis, J. Meyer, Cyril Thoene, and Terry Michalski, F.F.A. members from Burwell.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 295. Placed on General File as amended.

Standing Committee amendments to LB 295:

1. Amend section 1, line 19 reinstate the stricken comma, lines 19 and 20, reinstate the stricken words "including the improvements thereon", lines 26 and 27, reinstate the stricken matter, strike line 31 and insert "land, *and* town lots, and *including* improvements thereon in accordance", line 33 by inserting after "Commissioner" the following:

"where the land and the improvements are in the ownership of different persons all acts required to be done under this section shall be done separately as to the land and the improvements".

2. Amend section 2, line 30, by inserting "*including in such value the value of improvements thereon,*" before the first "the", and line 31 insert after "required" the following:

"where the land and the improvements are in the ownership of different persons all acts required to be done under this section shall be done separately as to the land and the improvements".

3. Strike section 3, and renumber original section 4 as section 3.

4. In renumbered section 3, strike lines 1 and 2 and insert the following:

"Sec. 3. That original sections 77-1301".

5. Amend the title to conform.

(Signed) J. W. Burbach, Chairman

MOTION—Place LB 156 on General File

Mr. President: I move that LB 156 be placed on General File. (Signed) Edwin T. McHugh

Motion pending.

Laid over until Tuesday, April 11, at the request of Mr. McHugh.

MOTION—Place LB 401 on General File

Mr. President: I move that LB 401 be placed on General File. (Signed) Joe T. Vosoba

Motion pending.

Adjournment

Mr. President: I move we adjourn until 9:30 a.m., Monday, April 10, 1961. (Signed) Joe T. Vosoba

Mr. Diers moved to amend the Vosoba motion to 9:00 a.m., Monday. The Diers amendment prevailed.

The Vosoba motion prevailed as amended and at 11:57 a.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 10, 1961

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Brandt who was excused, and Mr. Rasmussen who was excused until 10:00 a.m.

The Journal for the Sixty-fifth Day was approved.

Presented to the Governor

Presented to the Governor for approval on April 7, 1961, at 3:00 p.m.: LB 218 LB 247 LB 258 LB 367 LB 445 LB 459 LB 532

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 208. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 208 LR 16

Member Excused

Mr. Skarda was excused from 9:30 a.m., to 10:00 a.m., this morning.

Visitors

Mr. Hasebroock introduced Mr. and Mrs. Allen Thorman of West Point.

RESOLUTIONS

LEGISLATIVE RESOLUTION 17.

LR 17 was adopted with 36 ayes, 0 nays, and 7 not voting.

UNANIMOUS CONSENT—Final Reading

Mr. Peck requested unanimous consent to consider bills on Final Reading at this time. No objections. So ordered.

Member Excused

Mr. Munnelly was excused at 9:20 a.m., for a short period.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 171.

A BILL FOR AN ACT relating to cosmetology; to define terms; to provide for the detailed regulation of cosmetology, in all its phases, through the Department of Health; to make certain acts unlawful; to provide for fees; to provide penalties and procedures; to provide for severability; and to repeal Chapter 71, article 3, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Brandt
Nelson
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 114.

A BILL FOR AN ACT to amend section 2-2503, Revised Statutes Supplement, 1959, relating to agriculture; to provide a per diem for prescribed members of the advisory committee for the Nebraska Agricultural Research Fund program; to limit the per person annual per diem and expenses; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bowen
Brandt
Rasmussen
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 404. With emergency.

A BILL FOR AN ACT relating to public health; to provide authority for the extermination of mosquitoes, flies or other insects of public health importance by the joint or several action of any county and any city of the primary class located therein; to provide powers; to provide for liens; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bowen
Brandt
Stryker
Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 510.

Mr. Nelson moved to return LB 510 to Select File for the following specific amendment:

1. Strike the enacting clause.

Speaker Thompson Presiding

The Nelson motion lost with 10 ayes, 29 nays, and 4 not voting.

A BILL FOR AN ACT relating to the University of Nebraska; to authorize the sale by the Board of Regents of the University of Nebraska, at public auction, of certain land in Nance County, as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams
Bowen
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen

Romans	Stalder	Stryker	Waldo
Ruhnke	Staubitz	Syas	Webb
Russillo	Stromer	Thompson	Wylie
Skarda			

Voting in the negative, 5:

Adamson	Gerdes	Nelson	Vosoba
Craft			

Not voting, 1:

Brandt

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Excuse Members

Mr. Bowen requested unanimous consent for permission for himself and the following members of the Government and Military Affairs Committee to be excused at 10:30 a.m. for the remainder of the day: Stromer, Adamson, Hasebroock, Russillo and Rasmussen. No objections. So ordered.

Visitor

Mr. Hasebroock introduced Jessie June McGee, Treasurer of General Federation of Women's Clubs, of Lakeville, Ohio.

LEGISLATIVE BILL 398. With emergency.

A BILL FOR AN ACT to amend section 77-2033, Reissue Revised Statutes of Nebraska, 1943, and section 77-2032, Revised Statutes Supplement, 1959, relating to revenue and taxation; to provide that inheritance tax money may be credited by resolution of the county board in whole or in part to a fund for the erection, planning, building, and maintenance of the county court house; to harmonize the provisions thereof with previous legislation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams	Bowen	Burbach	Craft
Adamson	Bridenbaugh	Claussen	Diers

Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Brandt
Staubitz
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 325. With emergency.

A BILL FOR AN ACT to amend section 23-129, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide that the provisions of this section requiring a two-thirds majority vote shall not apply to the issuance of bonds under section 23-343, Revised Statutes Supplement, 1959; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Nelson

Not voting, 1:

Brandt

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 250.

Mr. Jensen moved that LB 250 be returned to Select File for the following specific amendment:

1. Strike the enacting clause.

Mr. Bowen moved the previous question. The motion prevailed with 33 ayes, 4 nays, and 6 not voting.

The Jensen motion lost with 19 ayes, 22 nays, and 2 not voting.

A BILL FOR AN ACT relating to the Motor Vehicle Safety Responsibility Act; to eliminate the requirements for showing of financial responsibility following conviction of any moving traffic violation; to eliminate the provisions for suspension of licenses, registrations, and nonresident operating privileges after conviction of moving traffic violations; to eliminate penalties for giving of false information, as prescribed; to amend section 60-525, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section and also sections 60-524.01 and 60-524.02, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 17:

Adams
Burbach
Craft
Diers
Hasebroock
Kjar
Klaver
Marvel
Munnelly
Peck
Rasmussen
Romans
Skarda
Stalder
Stromer
Thompson
Wylie

Voting in the negative, 24:

Adamson
Bowen
Bridenbaugh
Claussen
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Jensen
Knight
Lautenschlager
McHugh
Moulton
Nelson
Orme
Ruhnke
Russillo
Staubitz
Stryker
Syas
Vosoba
Waldo
Webb

Not voting, 2:

Brandt McCosh

Having failed to receive a constitutional majority, the bill failed of passage.

President Burney Presiding

Presented to the Governor

April 10, 1961

Mr. President: Senator George Syas respectfully reports that he has on this day, at 9:55 a.m., presented to the Governor for his approval: Legislative Bill 208

(Signed) George Syas

Visitors

Mr. Webb introduced Mr. John Kenney, Principal, and nine students from Brewster Rural High School.

Explanations of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 404. (Signed) George Syas

Mr. President: Had I been present, I would have voted "Aye" on LB 404. (Signed) Harold B. Stryker

Mr. President: Had I been present, I would have voted "Aye" on LB 171, LB 114, and LB 404. (Signed) Ross H. Rasmussen

UNANIMOUS CONSENT—Change of Order

Mr. Thompson requested unanimous consent to have the following bills temporarily placed at the head of General File for consideration today: LB 437, LB 290, LB 648, LB 649, LB 654, LB 326, LB 590, LB 356, LB 442, LB 158, LB 673, LB 382, LB 343, LB 517, LB 140, LB 431, LB 441, LB 523, and LB 519. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 618	Monday, April 17, 1961	2:00 p.m.
LB 650	Monday, April 17, 1961	2:00 p.m.
LB 665	Monday, April 17, 1961	2:00 p.m.

LB 691	Tuesday, April 18, 1961	2:00 p.m.
LB 690	Monday, April 24, 1961	2:00 p.m.

Reference Committee Report

LB	Committee
695	Public Health and Miscellaneous Subjects
696	Agriculture

(Signed) Dwight W. Burney
Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 155. Replaced on Select File as amended.

E and R amendment to LB 155:

1. In the McHugh Specific Amendment 1, adopted April 7, 1961, line 2, strike "6" and insert "7".

LEGISLATIVE BILL 579. Replaced on Select File as amended.

E and R amendment to LB 579:

1. In the Brandt General File Amendment, adopted March 30, lines 1 and 2, strike "3 and 4" and insert "4 and 5".

LEGISLATIVE BILL 198. Correctly engrossed.

LEGISLATIVE BILL 319. Correctly engrossed.

LEGISLATIVE BILL 559. Correctly engrossed.

LEGISLATIVE BILL 101. Correctly engrossed.

LEGISLATIVE BILL 128. Correctly engrossed.

LEGISLATIVE BILL 434. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 678. Placed on General File as amended.

Standing Committee amendments to LB 678:

1. In section 4, lines 3 and 4, strike "be in the public interest" and insert "promote public health, convenience, or welfare".

2. In section 4, line 10, strike "given by one publication" and insert "published once each week for two successive weeks".

3. In section 13, lines 5, 9 and 15, strike "ratification" and insert "approval"; and in line 10, strike "ratify" and insert "approve".

4. In section 13, line 10, strike "be in the public interest" and insert "promote public health, convenience, or welfare".

(Signed) Cecil Craft, Vice-chairman

Government and Military Affairs

LEGISLATIVE BILL 537. Indefinitely postponed.

LEGISLATIVE BILL 538. Indefinitely postponed.

LEGISLATIVE BILL 539. Indefinitely postponed.

LEGISLATIVE BILL 540. Indefinitely postponed.

LEGISLATIVE BILL 541. Indefinitely postponed.

(Signed) Elvin Adamson, Vice-chairman

Judiciary

LEGISLATIVE BILL 390. Placed on General File.

LEGISLATIVE BILL 391. Placed on General File.

LEGISLATIVE BILL 392. Placed on General File.

LEGISLATIVE BILL 565. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

LEGISLATIVE BILL 619. Placed on General File as amended.

Standing Committee amendment to LB 619:

1. Section 1, line 42, after the word "authorization" add the words *"or re-authorization"*.

LEGISLATIVE BILL 657. Placed on General File.

LEGISLATIVE BILL 660. Placed on General File.

LEGISLATIVE BILL 669. Placed on General File.

(Signed) Peter H. Claussen, Acting Chairman

Government and Military Affairs

LEGISLATIVE BILL 455. Placed on General File.

(Signed) Kenneth L. Bowen, Chairman

UNANIMOUS CONSENT—Withdraw LB 125

Mr. Marvel renewed his pending request found in the Legislative Journal for the Sixty-fifth Day to withdraw LB 125. There were no objections and the bill was withdrawn.

RESOLUTIONS

LEGISLATIVE RESOLUTION 18. Re: Request of Recommendations, and Study of Changes in Laws Relating to Crimes and Criminal Procedure.

Introduced by John P. Munnelly, 8th District.

WHEREAS, the increase of criminal activity in Nebraska is reaching alarming proportions and every possible means to curb the increase of crime should immediately be studied, and

WHEREAS, the Criminal Code of Nebraska adopted when Nebraska joined the Union, and amended piece-meal many times in part, and now may be obsolete or inadequate, and

WHEREAS, crime can only be halted by the cooperative efforts of the various organizations genuinely interested in making Nebraska a safer place in which to live.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Director of Research of the Legislative Council be directed to extend invitations to the Nebraska State Bar Association, the Judicial Council, the Nebraska Sheriff's and Peace Officers Association, the County Attorneys Association, the Colleges of Law of the University of Nebraska and the Creighton University, the Parent-Teachers Association, and to other groups interested or concerned, in law enforcement, to submit recommendations for changes in our laws relating to crimes and criminal procedure which they believe will improve the administration of criminal justice in this state, to the end that the increase in criminal activity may be halted; that such groups and associations be invited to participate either individually or through representation in a joint study group, and that their recommendations be submitted to an appropriate study committee of the Legislative Council not later than January

1, 1962, so that the committee may arrange for hearings on proposed legislation and for the introduction of bills, at the next regular session of the Nebraska Legislature, that will restrain crime in this state.

Referred to the Legislative Council Executive Board.

GENERAL FILE

LEGISLATIVE BILL 437. Considered.

Mr. Romans withdrew his pending motion, found in the Legislative Journal for the Sixty-second Day, to indefinitely postpone LB 437.

Mrs. Orme offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 4 by inserting ", reserving the mineral rights" after "Nebraska" and line 5 by inserting "as determined prior to auction by individuals who are competent appraisers" after "value".

Mrs. Orme moved that LB 437 be advanced to E and R for review.

Mr. Romans requested a record vote.

Voting in the affirmative, 25:

Adams
Bridenbaugh
Claussen
Craft
Fleming
Forrester
Gerdes
Gerhart
Kjar
Knight
Lautenschlager
McCosh
McHugh
Moulton
Orme
Peck
Romans
Ruhnke
Stalder
Staubitz
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Nelson

Not voting, 17:

Adamson
Bowen
Brandt
Burbach
Diers
Erlewine
Hasebroock
Jensen
Klaver
Marvel
Munnelly
Rasmussen
Russillo
Skarda
Stromer
Stryker
Syas

The Orme motion prevailed and LB 437 was advanced to E and R for review.

LEGISLATIVE BILL 290. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Mr. Romans offered the following amendment which was adopted:

1. Add the emergency clause and amend the title to conform.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 648. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Mr. Syas offered the following amendment which was adopted:

1. Amend title to conform.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Visitor

Mr. Gerhart introduced Mr. Bruce Cowgill of Silver Creek.

LEGISLATIVE BILL 649. Reading waived. Considered.

Standing Committee amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Mr. Romans offered the following amendment which was adopted:

1. Amend title to conform.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

UNANIMOUS CONSENT—Excuse Members

Mr. Syas requested unanimous consent for permission for himself and members of the Interim Committee on Outdoor Recreation to be excused for a short period. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 654. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Mr. Moulton offered the following amendments which were adopted:

1. Add the emergency clause.
2. Amend the title to conform.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Adjournment

At 11:57 a.m., on a motion by Mr. Claussen, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 11, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Moulton who was excused, and Mr. Brandt who was excused until 10:00 a.m.

The Journal for the Sixty-sixth Day was approved.

MESSAGE FROM THE GOVERNOR

April 11, 1961

The President, the Speaker,
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on April 10, 1961, I approved LB 208, LB 568, LB 213, LB 214, LB 215, and LB 335.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Communications

Resolution from Highway No. 12 Association opposing LB 508.

Memorandum from Colonel D. G. Penterman, Assistant Adjutant General, announcing the preview of the film "Communism on the Map" on Tuesday, April 18, at 12:50 p.m. in the East Senate Chamber.

Letter from Senator Carl T. Curtis acknowledging receipt of LR 14.

Letter from Clinton P. Anderson, Chairman, United States Senate Committee on Interior and Insular Affairs, acknowledging receipt of LR 14.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 325. Correctly enrolled.

LEGISLATIVE BILL 171. Correctly enrolled.

LEGISLATIVE BILL 114. Correctly enrolled.

LEGISLATIVE BILL 398. Correctly enrolled.

LEGISLATIVE BILL 404. Correctly enrolled.

LEGISLATIVE BILL 510. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 325 LB 171 LB 114 LB 398 LB 404 LB 510 LR 17

UNANIMOUS CONSENT—Withdraw LB 486

Mr. Bowen renewed his pending request found in the Legislative Journal for the Sixty-fifth Day to withdraw LB 486.

There were no objections, and LB 486 was withdrawn.

Visitors

Mrs. Orme introduced Mrs. W. J. Ramsey, Teacher, and nineteen students of University High School, Lincoln.

MOTION—Introduce Bill

Mr. Burbach renewed his pending motion found in the Legislative Journal for the Sixty-fifth Day for permission for the Revenue Committee to introduce a bill.

Permission to introduce the bill granted with 35 ayes, 0 nays, and 8 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 697. By Committee on Revenue, J. W. Burbach, 14th District, Chairman.

A BILL FOR AN ACT to amend section 77-318, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 206, Seventy-second Session, Nebraska State Legislature, 1961, relating to taxation; to provide that no taxes, interest or penalties for the years prior to the year 1959 be assessed or collected which was properly returned in the year 1959; and to repeal the original section.

SELECT FILE

LEGISLATIVE BILL 155. E and R amendment found in the Legislative Journal for the Sixty-sixth Day was adopted.

Mr. Russillo requested unanimous consent that LB 155 be laid over on Select File and that a mimeographed copy of the bill as amended be prepared and distributed. No objections. So ordered.

LEGISLATIVE BILL 579. E and R amendment found in the Legislative Journal for the Sixty-sixth Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 96. Considered.

Advanced to E and R for review with 34 ayes, 5 nays, and 4 not voting.

UNANIMOUS CONSENT—Special Order

Mr. Peck requested unanimous consent to proceed with the bills set for special order Monday, April 10, on General File. No objections. So ordered.

MOTION—Introduce Bill

Mr. President: I move that the Budget Committee be permitted to introduce a bill which would permit the State Board of Education to require financial support from parents or guardians of pupils admitted to the Nebraska Schools for the Deaf and the Blind within their ability to pay. (Signed) Richard D. Marvel, Chairman

Permission to introduce the bill granted with 34 ayes, 0 nays, and 9 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 698. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to amend sections 79-1907 and 79-2006, Revised Statutes Supplement, 1959, relating to schools; to provide that the State Board of Education may require parents or guardians to provide support and care to the extent of their ability of their children who are pupils admitted to the Nebraska School for the Deaf or to the Nebraska School for the Blind as prescribed; and to repeal the original sections.

UNANIMOUS CONSENT—Special Order

Mr. Vosoba requested unanimous consent to set LB 313 as first order of business on General File, Tuesday, April 18, 1961. No objections. So ordered.

Visitors

Mr. McCosh introduced Messrs. John Lienemann, Roy Chelf, and Willard Philson of Scottsbluff.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

LB 694	Wednesday, April 19, 1961	2:00 p.m.
LB 695	Wednesday, April 19, 1961	2:00 p.m.

Member Excused

Mr. Skarda was excused for Wednesday, April 12.

President Burney Presiding

Visitors

Mr. Wylie introduced Miss Josten, nineteen teachers, and seventy-five students from Antelope County.

Mr. Gerhart introduced Mrs. Homer King of Newman Grove, and Dennis Kleider of Tilden.

GENERAL FILE

LEGISLATIVE BILL 326. Reading waived. Considered.

Standing Committee amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Mrs. Orme offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

Member Excused

Speaker Thompson was excused at 9:55 a.m., for the remainder of the morning.

LEGISLATIVE BILL 590. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-second Day was adopted.

LB 590 was placed in its normal position on General File at the request of Mr. Marvel.

LEGISLATIVE BILL 356. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Laid over temporarily at the request of Mr. Vosoba.

LEGISLATIVE BILL 442. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 356. Considered.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend Standing Committee amendment 1, lines 2 and 3, by striking "insert "~~over years old~~".

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 673. Reading waived. Considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 382. Read and considered.

Mr. Ruhnke offered the following amendments which were adopted:

1. Amend section 1 of the bill, line 4 by striking "or private sale", and insert "auction".

2. Amend the bill by adding a new section immediately after section 1, to be known as section 2 and to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. Amend the title to conform.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Romans requested unanimous consent for permission for the Labor and Public Welfare Committee to meet in executive session at 1:00 p.m., today. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 343. Reading waived. Considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend original section 3 of the bill, line 28 by striking "and", and line 31 by inserting after "boards" the following:

"; and (9) when necessary for the proper administration of the functions of the department, to rent or lease space outside the State Capitol".

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

UNANIMOUS CONSENT—Hearing Rooms

Mr. Vosoba requested unanimous consent for permission for the Judiciary Committee to use the West Senate Chamber for their hearing on Wednesday, April 12, and the East Senate Chamber for their hearing on Thursday, April 13. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 385	Wednesday, April 19, 1961	2:00 p.m.
LB 689	Wednesday, April 19, 1961	2:00 p.m.
LB 524	Thursday, April 20, 1961	2:00 p.m.
LB 683	Thursday, April 20, 1961	2:00 p.m.
LB 594	Thursday, April 27, 1961	2:00 p.m.
LB 595	Thursday, April 27, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 681. Placed on General File as amended.

Standing Committee amendments to LB 681:

1. Amend section 1 of the bill, line 8, by inserting "of said Class I district" after "voters".

2. Amend the bill by adding a new section to be known as section 2 and to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

3. Amend title to conform.

(Signed) George Syas, Chairman

Judiciary

LEGISLATIVE BILL 376. Placed on General File.

(Signed) William B. Brandt, Vice-chairman

Labor and Public Welfare

LEGISLATIVE BILL 543. Placed on General File as amended.

Standing Committee amendments to LB 543:

1. Strike section 1 and insert:

"Section 1. The provisions of sections 48-301 and 48-302, Reissue Revised Statutes of Nebraska, 1943, shall not be construed to apply to the employment of any child solely as a caddy on any golf course or place where golf is played.

Section 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

2. Amend the title to conform.

(Signed) Jack Romans, Chairman

Enrollment and Review

LEGISLATIVE BILL 655. Placed on Select File as amended.

E and R amendments to LB 655:

1. In section 1, line 30, strike "including a" and show the same as stricken; and in line 31, strike "stamp," and show the same as stricken.

2. In section 7, line 30, reinstate the stricken "(4)" and immediately thereafter insert "*provide that*".

3. Section 53-163, Reissue Revised Statutes of Nebraska, 1943, having been repealed by section 8, Legislative Bill 37, Seventy-second Session, Nebraska State Legislature, 1961, strike section 9 as added by Standing Committee Amendment 4 and insert:

"Sec. 9. *The commission shall keep at its office at Lincoln, Nebraska, and at any other place it may designate, a supply of the identification stamp to be furnished to any manufacturer or distributor.*" and strike Standing Committee Amendment 8.

4. In Standing Committee Amendment 7, line 4, insert "*for*" before "*beer*"; and in line 5 insert "through the comma" after "matter".

LEGISLATIVE BILL 132. Placed on Select File as amended.

E and R amendments to LB 132:

1. In line 1 of renumbered section 1, strike "Sec." and insert "Section".

2. In renumbered section 2, line 23, insert an underscored comma before "*19*"; and insert an underscored semicolon at the end of line 32.

3. In the Diers General File Amendment, lines 2 and 3, strike "5" and insert "4"; and in line 4, strike "play" and insert "*conduct*".

4. In section 5, line 1, strike "9-108,".

5. Add a new section to be known as section 6 and to read as follows:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

6. For correlation purposes, in line 2 of renumbered section 3, insert "as amended by section 3, Legislative Bill 5, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and strike line 18 and insert "section 9-122.".

7. For correlation purposes, in section 5, line 1, strike "9-114," and insert "9-114 and"; in line 2, strike "and 9-117,"; and in line 2, insert "and section 9-117, Revised Statutes Supplement, 1959, as amended by section 3, Legislative Bill 5, Seventy-second Session, Nebraska State Legislature, 1961," before "are".

8. In the title, line 2, strike "9-108,"; strike from "to" in line 4 through the semicolon in line 5; in line 7, strike "session" and insert "game"; in line 8, insert "to provide for the conducting of bingo elsewhere than as stated on the license;" after the semicolon; in line 9, strike "and"; and also in line 9 insert "; and to declare an emergency" after "sections".

9. For correlation purposes, in the title, line 2, strike "9-114, 9-116, and 9-117," and insert "9-114 and 9-116,"; in line 3, insert, "and section 9-117, Revised Statutes Supplement, 1959, as amended by section 3, Legislative Bill 5, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and strike from "to" in line 8 through the semicolon in line 9.

LEGISLATIVE BILL 365. Correctly engrossed.

LEGISLATIVE BILL 341. Correctly engrossed.

LEGISLATIVE BILL 350. Correctly engrossed.

LEGISLATIVE BILL 261. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Explanation of Vote

Mr. President: Had I not been absent and excused to attend the funeral of Clark Gibbs of Grand Island on April 10, 1961, I would have voted "Aye" on Final Reading of LB 171, LB 114, LB 404, LB 510, LB 398, and LB 325, and "Nay" on Final Reading of LB 250. (Signed) William B. Brandt

Announcement

Letter from Mr. Max Towle stating that the farm party scheduled for Wednesday, April 12, has been postponed because of inclement weather.

Visitors

Mr. Munnelly introduced Mr. Jack Larkin, Sr., a former member of the Legislature and presently a Commissioner, Omaha Housing Authority, and Mr. Claude Spear, Executive Director, Omaha Housing Authority.

Mr. Jensen introduced Mr. Hanquist and Mr. Nyberg of Polk County.

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 696	Wednesday, April 26, 1961	2:00 p.m.

GENERAL FILE

LEGISLATIVE BILL 517. Read and considered.

Laid over at the request of Mrs. Orme.

LEGISLATIVE BILL 140. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

Mr. Stromer Presiding

LEGISLATIVE BILL 441. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 523. Laid over at the request of Mr. Ruhnke.

LEGISLATIVE BILL 519. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 30 ayes, 1 nay, and 12 not voting.

Adjournment

At 11:51 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 12, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by Mr. Diers.

The roll was called and all members were present except Messrs. Skarda and Waldo who were excused.

The Journal for the Sixty-seventh Day was approved.

UNANIMOUS CONSENT—Report of Expenditures

Mr. Marvel requested unanimous consent to have only the totals of the salaries listed in the monthly report of expenditures for the daily Journal, but that the incidental expenses be itemized. No objections. So ordered.

LEGISLATIVE EXPENSES, March 1961

Account E-2 Salaries of Members	
Gross Amount	$ 8,600.00
Tax Commissioner — Contribution Fund	
Employers' share	774.00
Account E-4 Officers' and Employees' Salaries	
Gross Amount	17,153.59
Tax Commissioner, Contribution Fund	
Employers' share	1,525.73
Account 7 - Salary of Lieutenant Governor	
Gross Amount	250.00
Tax Commissioner — Contribution Fund	
Employers' share	22.50
Account 8 - Clerks' Salary, Other Wages, Maintenance and Supplies	
Gross Salary	791.66
Tax Commissioner, Contribution Fund	
Employers' share	71.25
The World Herald, Subscription	15.60

Account E-5 Incidental Expense

Superintendent of Documents, Report	$ 6.75
Tineys Electric Co., Desk Lamps	34.58
Purchasing Dept., Postage Meter	3,000.00
Purchasing Dept., Supplies	8.54
Purchasing Dept., Supplies	125.79
Nebr. Typwriter Co., Repair & Rental	14.00
J. J. Exon Co., Repair Thermofax	14.99
State of Nebr. Prison, Repair chairs	45.05
Nebr. Typewriter Co., Repair Typewriter	15.00
Joe I. Christensen, Daily Journal	2,115.60
Joe I. Christensen, Index & Rosters	481.72
Purchasing Dept., Multilithing	7.96
Capitol Printing Co., Supplies	82.24
Gregg Electric Co., Install outlets	91.13
State Purchasing Dept., Postage Meter	2,000.00
Lincoln Tele. & Tele. Co., service	24.60
Rosewell Floral Co., Flowers	7.50
Nebraska Typewriter Co., Supplies	240.00
Felton & Wolf Co., Supplies	17.80
Felton & Wolf Co., Supplies	9.00
Capitol Printing Co., Supplies	155.24
Capitol Printing Co., LB 673 thru 678	243.20
Purchasing Dept., IBM services	144.82
The Acorn Press, Comm. Reports	21.75
J. J. Exon Co., Repair	1.32
Nebr. Typewriter Co., Rental	119.50
Harold B. Stryker, Expenses - Senators	7.00
Dictaphone Corp., Records - belts	16.00
Supt. of State Bldgs., Tele. service	110.47
Manpower, Inc., Salary	28.48
Total	$ 9,190.03

Account 7-A - Expenses, Lieutenant Governor

Supt. of State Bldg. & Grounds - Tele. service	20.09

(Signed) Hugo F. Srb
Clerk of the Legislature

Presented to the Governor

Presented to the Governor for approval on April 11, 1961, at 3:00 p.m.: LB 114 LB 171 LB 325 LB 398 LB 404 LB 510

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 337. Indefinitely postponed.

LEGISLATIVE BILL 658. Indefinitely postponed.

LEGISLATIVE BILL 659. Indefinitely postponed.

(Signed) Jack Romans, Chairman

Agriculture

LEGISLATIVE BILL 363. Placed on General File as amended.

Standing Committee amendment to LB 363:

1. Amend Section 1, line 28 by striking "twenty-five" and inserting "*fifty*".

LEGISLATIVE BILL 535. Indefinitely postponed.

LEGISLATIVE BILL 587. Indefinitely postponed.

(Signed) Hans O. Jensen, Chairman

Enrollment and Review

LEGISLATIVE BILL 437. Placed on Select File as amended.

E and R amendments to LB 437:

1. In the Orme General File Amendment, insert a comma after "rights" in line 2.

2. Strike Standing Committee Amendment 2.

LEGISLATIVE BILL 290. Placed on Select File as amended.

E and R amendments to LB 290:

1. In section 1, line 9, strike "*at night hours*" and insert "*hours of darkness*".

2. In Standing Committee Amendment 1, strike lines 3 to 7 and insert "*(1) the clearance-light requirements of section 39-735 are fully complied with, (2) there is, on the front vehicle and above the line of the regular lights of such vehicle, a flashing, amber-colored light at least four inches in diameter and clearly visible to traffic*".

3. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, strike lines 6 and 7 and insert "during daylight hours and hours of darkness when prescribed safety precautions are taken; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 654. Placed on Select File as amended.

E and R amendments to LB 654:

1. Add a new section to be known as section 3, and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 6, strike "and"; and also in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 428. Correctly engrossed.

LEGISLATIVE BILL 579. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Reference Committee Report

LB	Committee
697	Revenue
698	Budget

(Signed) Dwight W. Burney
Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 18.

Mr. Munnelly requested unanimous consent to add Joe T. Vosoba, 23rd District, and Marvin E. Stromer, 19th District, as co-introducers of LR 18. No objections. So ordered.

Mr. Munnelly moved that the referral of LR 18 to the Legislative Council Executive Board be withdrawn, and that LR 18 be adopted.

LR 18 was adopted with 33 ayes, 0 nays, and 10 not voting.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Education be permitted to introduce a bill, the purpose of which is three-fold. First, it provides that a county re-districting committee shall have authority to amend a petition calling for the dissolution of a school district and its attachment to another district or districts. The intent of this bill is to authorize a county committee to take into consideration the wishes of a minority of the patrons of a given district that is being dissolved.

Secondly, the bill strikes from the statutes a part of this law that has been declared unconstitutional by the Supreme Court.

Third, this bill would prohibit the transfer of property in an accredited Class 6 district to another non-accredited school district.

The committee voted 6-0, 3 not voting, to request the introduction of this bill. (Signed) George Syas, Chairman

Permission to introduce the bill granted with 30 ayes, 2 nays, and 11 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 699. By Committee on Education, George Syas, 4th District, Chairman.

A BILL FOR AN ACT to amend section 79-402, Revised Statutes Supplement, 1959, relating to schools; to authorize the county committee for school district reorganization to amend petitions as prescribed; to provide that no transfer of Class I district property from an accredited Class VI district to a nonaccredited district of any class offering high school courses shall be permitted; to delete provisions which have been held unconstitutional; and to repeal the original section.

SELECT FILE

LEGISLATIVE BILL 155. Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 655. E and R amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 132. E and R amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 517. Considered.

Mrs. Orme offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 3 by inserting "and sections 71-1,132.04 to 71-1,132.42, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto," before "who".

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 339. Read and considered.

Mr. Bowen offered the following amendment:

1. Amend section 1 of the bill, line 10 by striking the new matter and reinstating the stricken matter.

Mr. Moulton offered the following amendments which were adopted:

1. Amend the Bowen amendment by adding:

"Amend section 1 of the bill, lines 14 and 16, by striking the new matter and reinstating the stricken matter.".

2. Amend the title to conform.

The Bowen amendment as amended was adopted.

Advanced to E and R for review with 30 ayes, 2 nays, and 11 not voting.

LEGISLATIVE BILL 293. Considered.

Mr. Adamson moved to indefinitely postpone LB 293.

The motion prevailed with 19 ayes, 16 nays, and 8 not voting.

Visitors

Mr. Staubitz introduced Messrs. J. A. Cornford and George Marks of Kearney.

Mr. Stalder introduced Mr. Henry Shepman, County Attorney, of Falls City.

LEGISLATIVE BILL 637. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Laid over at the request of Mr. Syas.

Visitors

Mrs. Orme escorted Mayor Bartlett Boyles to the rostrum. Mayor Boyles addressed the Legislature briefly.

Mr. Gerhart introduced Mr. Darrell Noyes of Norfolk.

LEGISLATIVE BILL 315. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Mr. Vosoba requested unanimous consent to add the name of Michael P. Russillo as a co-introducer of LB 315. No objections. So ordered.

Mr. Klaver moved that LB 315 be indefinitely postponed.

Speaker Thompson Presiding

The motion lost with 10 ayes, 27 nays, and 6 not voting.

Advanced to E and R for review with 34 ayes, 3 nays, and 6 not voting.

Visitors

Mr. Moulton introduced Sister Mary Alma, Sister Mary Lawrence, and Sister Mary Paul, and forty-one students from the Christ the King School, Omaha.

Mr. Forrester introduced Mr. Jim Pierney of Broken Bow.

Mr. Gerhart introduced his son and daughter-in-law, Mr. and Mrs. H. L. Gerhart, Jr., and his grandchildren, Jeff and Julie.

UNANIMOUS CONSENT—Cancel Hearing

Mr. Burbach requested unanimous consent to cancel the hearing date on LB 486, scheduled for April 21 by the Revenue Committee, as the bill was withdrawn. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Ruhnke requested unanimous consent for permission for the Public Works Committee to meet in executive session at 1:00 p.m., today, in the West Lounge. No objections. So ordered.

Member Excused

Mr. Kjar was excused at 11:05 a.m., for the remainder of the morning.

Visitors

Mr. Brandt introduced Mr. and Mrs. Ward Adams of Peru.

GENERAL FILE

LEGISLATIVE BILL 160. Laid over until Wednesday, April 26, 1961, at the request of Mr. Vosoba.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 520. Indefinitely postponed.

LEGISLATIVE BILL 521. Placed on General File as amended.

Standing Committee amendment to LB 521:

1. Amend section 1 of the bill by striking lines 1 to 3 and inserting the following:

"Section 1. There is hereby created a Nebraska Song Committee to consist of the Chairman of the Department of Music of the University of Nebraska and four other persons interested in music to be appointed by the Governor. The members shall receive no salary, but shall be paid their actual expenses in the state of Nebraska while away from home engaged in the duties provided by this act.

Sec. 2. The Nebraska Song Committee shall adopt rules and regulations for conducting a contest for selecting a song to be the official song for Nebraska.

Sec. 3. The Nebraska Song Committee shall conduct a contest for selecting a song or songs to be the official song for Nebraska. After making the selection, the commission shall file a detailed report with the Clerk of the Legislature before December 1, 1962."

LEGISLATIVE BILL 563. Indefinitely postponed.

LEGISLATIVE BILL 562. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Public Works

LEGISLATIVE BILL 574. Placed on General File as amended.

Standing Committee amendments to LB 574:

1. Amend section 1 of the bill, line 17 by inserting after the period the following:

"It shall be the duty of the Department of Roads to notify the owner of all lights in violation of the provisions of this section and the department may remove such lights if the owner fails or refuses to remove same after a reasonable time after he is notified of such violations.".

2. Amend the bill by adding immediately after section 1, a new section to be known as section 2 and to read as follows:

"Sec. 2. In addition to the prohibitions contained in section 1 of this act, it shall be unlawful to locate, maintain, or allow to remain any light or lights, at any place in this state, in such a place or manner that said light or lights interfere with the view of an operator of a motor vehicle while being operated upon any street or public highway; *Provided,* that the provisions of this act shall not apply to emergency vehicles. Any person, partnership, firm, association or corporation violating the provisions of this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than twenty-five dollars nor more than fifty dollars.".

3. Add the name of "Willard H. Waldo, 21st District" as a co-introducer.

(Signed) Arnold Ruhnke, Chairman

Government and Military Affairs

LEGISLATIVE BILL 499. Placed on General File as amended.

Standing Committee amendments to LB 499:

1. Amend Section 1 of the bill by inserting "*The administrator shall perform such administrative duties as shall be prescribed by ordinance.*" at the end of line 13.

2. Amend Section 1 of the bill, line 26 and 27, by striking the word "executive" and inserting the word "*administrative*" in lieu thereof.

LEGISLATIVE BILL 360. Indefinitely postponed.

LEGISLATIVE BILL 403. Placed on General File.

(Signed) Elvin Adamson, Vice-chairman

Revenue

LEGISLATIVE BILL 380. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Education

LEGISLATIVE BILL 684. Placed on General File.

(Signed) George Syas, Chairman

Member Excused

Mr. Marvel was excused at 11:20 a.m., for the remainder of the morning.

Visitors

Mr. Gerdes introduced Mr. Bub Graham, Manager of the Chamber of Commerce, Alliance.

Mr. Fleming introduced Mr. Wayne Moran, Manager of the Chamber of Commerce, Sidney.

Mr. Forrester introduced the Reverend Emery Roy, Pastor, Presbyterian Church, Broken Bow.

GENERAL FILE

LEGISLATIVE BILL 333. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 329. Read and considered.

Advanced to E and R for review with 24 ayes, 4 nays, and 15 not voting.

President Burney Presiding

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 685. Placed on General File.

LEGISLATIVE BILL 682. Placed on General File as amended.

Standing Committee amendments to LB 682:

1. Amend section 1 of the bill, line 10 by inserting after "offerings" the following:

"*Provided,* that in such an election, the electors of all Class I school districts in which there is located an incorporated city or village shall vote separately and the remaining Class I school districts shall vote as a unit; *and provided further,* that fifty-five per cent of the votes cast in each voting unit shall be in favor of the proposition to put such a plan into operation".

2. Amend the bill by adding a new section immediately after section 1 to be known as section 2 and to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

3. Amend title to conform.

(Signed) George Syas, Chairman

UNANIMOUS CONSENT—Withdraw LB 662

Mr. Brandt requested unanimous consent to withdraw LB 662 and that the hearing date be withdrawn.

Request pending. Laid over.

GENERAL FILE

LEGISLATIVE BILL 153. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for review with 26 ayes, 2 nays, and 15 not voting.

LEGISLATIVE BILL 154. Read and considered.

Standing Committee amendment 1 found in the Legislative Journal for the Fiftieth Day was adopted.

Mr. McHugh offered the following amendment which was adopted:

1. Amend Standing Committee amendment 2, line 5, after the word "the" by striking the words "resident owners" and inserting therefore the words "owners of record title."

Standing Committee amendment 2, as amended, 3 and 4 were adopted.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 195.

Mr. Bowen requested unanimous consent to have LB 195 bracketed on General File until such time that those groups interested could agree.

Mr. Lautenschlager objected.

Mr. Stryker moved that LB 195 be bracketed on General File until Wednesday, April 19. The motion prevailed.

Visitors

Mr. McHugh introduced his wife, Mrs. Dick Engles and Mrs. Dwight Clements.

Member Excused

Mr. Hasebroock was excused for Thursday, April 13.

UNANIMOUS CONSENT—Postpone Hearings

Mr. Russillo requested unanimous consent that the hearings on LB 97 and LB 433 scheduled for Friday, April 21, by the Government and Military Affairs Committee be postponed to a later date. No objections. So ordered.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 536. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

Adjournment

At 11:50 a.m., on a motion by Mr. Romans, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SIXTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 13, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Hasebroock who was excused, Mr. Brandt who was excused until 9:25 a.m., and Mr. Adams who was excused until 9:50 a.m.

The Journal for the Sixty-eighth Day was approved.

Communication

Letter from Chancellor Clifford M. Hardin, University of Nebraska, submitting a report concerning the role of research in the further industrial development of the State.

Members Excused

Mr. Forrester was excused for Friday, April 14.

Mr. Adamson was excused at 9:10 a.m. for the remainder of the morning.

Visitors

Mr. Knight introduced Mr. Mason, Superintendent, Mrs. Crawford, Miss Herbig, Mrs. Laursen and Mr. Miller, Teachers, and forty-seven students of Malcolm High School.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 415	Friday, April 21, 1961	2:00 p.m.
LB 438	Friday, April 21, 1961	2:00 p.m.
LB 697	Thursday, April 27, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 96. Placed on Select File as amended.

E and R amendment to LB 96:

1. In section 2, line 3, strike ", the" and insert ". The".

LEGISLATIVE BILL 326. Placed on Select File as amended.

E and R amendment to LB 326:

1. In the title, line 6, strike "of accredited hospitals"; strike line 8 and insert "or mortality; to provide that such information and material so furnished may be used only for the purpose of advancing medical research and medical education; to provide for general publication of a summary of said studies; to provide an exemption from legal liability for those furnishing such information and for those studying and publishing the results and summaries of such studies; and to provide that such material and information and any findings or conclusions of such authorized groups shall be privileged communications which may not be used or offered or received in evidence in any legal proceeding.".

LEGISLATIVE BILL 442. Placed on Select File as amended.

E and R amendment to LB 442:

1. In section 1, line 1, insert "of the peace" after "justice".

LEGISLATIVE BILL 356. Placed on Select File as amended.

E and R amendments to LB 356:

1. In section 1, strike line 22 and all amendments thereto and insert "old; all counter-cash books ~~over twenty-five years old~~".

2. In Standing Committee Amendment 1, line 11, strike the period.

3. In the title, line 5, insert "to provide for the destruction of additional records;" after the semicolon.

LEGISLATIVE BILL 673. Placed on Select File as amended.

E and R amendments to LB 673:

1. In section 1, insert "under" at the end of line 129 as in the compact.

2. In section 2, line 3, insert a comma after "approval".

3. In the title, line 4, insert "Lower" after "the"; and also in line 4, insert "Ponca Creek" after "River".

LEGISLATIVE BILL 382. Placed on Select File as amended.

E and R amendment to LB 382:

1. In the title, line 5, insert "; and to declare an emergency" after "Blind".

LEGISLATIVE BILL 140. Placed on Select File as amended.

E and R amendment to LB 140:

1. Strike Standing Committee Amendment 2.

LEGISLATIVE BILL 441. Placed on Select File as amended.

E and R amendments to LB 441:

1. In section 1, line 29, strike "depositary" and insert "depository".

2. In the title, line 7, strike "and"; and in line 10, insert "; and to declare an emergency" after "prescribed".

LEGISLATIVE BILL 519. Placed on Select File as amended.

E and R amendments to LB 519:

1. In section 1, strike lines 1 and 2 as amended and insert "Section 1. The governing body of any city of the first or second class or of any village may by ordinance create a limited street improve-"; in lines 4 and 11 insert "or village" after "city"; in line 6 insert "or chairman of the board of trustees" after "mayor"; and in line 11 strike "published".

2. In the title, line 2, insert "or second" after "first"; and also in line 2, insert "and villages" after "class".

LEGISLATIVE BILL 155. Correctly re-engrossed.

(Signed) William B. Brandt, Chairman

Reference Committee Report

LB	Committee
699	Education

(Signed) Dwight W. Burney
Chairman

UNANIMOUS CONSENT—Withdraw LB 665

Mr. Skarda requested unanimous consent to withdraw LB 665. Request pending. Laid over.

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Munnelly requested unanimous consent to withdraw the hearing scheduled by the Banking, Commerce and Insurance Committee on LB 665. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 198.

A BILL FOR AN ACT to amend section 72-232, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to provide that the limitation of the acreage that a lessee may hold under school land lease shall not apply where the land to be leased is bounded entirely on one side by lands owned or operated by the applicant or assignee.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Bowen
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Adams
Adamson
Brandt
Craft
Hasebroock
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 319.

A BILL FOR AN ACT relating to public health; to authorize any political subdivision, including a metropolitan utilities district, to introduce fluorides into the water supply under its control, as prescribed; to provide an exception; and to require submission of the question of fluoridation to the voters, as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 3:

Erlewine
Klaver
Nelson

Not voting, 4:

Adams
Adamson
Gerhart
Hasebroock

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 559.

A BILL FOR AN ACT relating to motor vehicles; to declare a motor vehicle operated by a person whose operator's license has been suspended, canceled, or revoked a public nuisance; and to provide for the seizure and impounding of the motor vehicle as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine

Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 2:

Romans
Wylie

Not voting, 3:

Adams
Adamson
Hasebroock

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 101. By Marvin E. Stromer, 19th District; George C. Gerdes, 41st District; H. K. Diers, 24th District; Willard H. Waldo, 21st District; Michael P. Russillo, 9th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 1, of the Constitution of Nebraska, relating to the executive; to provide that the term of the Governor and Lieutenant Governor shall be increased to four years; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1962, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article IV, section 1, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. The executive officers of the state shall be the Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Attorney General, and the heads of such other executive departments as set forth herein or as may be established by law. The Legislature may provide for the placing of the above named officers as heads over such departments of government as it may by law establish. The Attorney General, Secretary of State, Auditor of Public Accounts, and the Treasurer shall be chosen at the general election held in November, 1958, and in each even-numbered year thereafter, and their term of office shall be two years and until their successors shall be elected and qualified.

The Governor and Lieutenant Governor shall be chosen at the general election held in November, 1964, for a two year term and at the general election held in November, 1966, and in each alternate even-numbered year thereafter, for a term of four years and until their successors shall be elected and qualified. The records, books, and papers of all executive officers shall be kept at the seat of government, and such officers, excepting the Lieutenant Governor and members of boards and commissions when the board or commission is the head of an executive department, shall reside there during their respective terms of office. Officers in the executive department of the state shall perform such duties as may be provided by law. The heads of all executive departments established by law, other than those to be elected as provided herein, shall be appointed by the Governor, with the consent of a majority of all members elected to the Legislature, but officers so appointed may be removed by the Governor. Subject to the provisions of this Constitution, the heads of the various executive or civil departments shall have power to appoint and remove all subordinate employees in their respective departments."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to increase the term of office of the Governor and Lieutenant Governor to four years.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Nelson

Not voting, 3:

Adams
Adamson
Hasebroock

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Ruhnke introduced Mr. Elmer Corbit, Superintendent; Mr. Grope, Mrs. Tangmeier, and Mrs. Holmes, Teachers; and thirty-two students of the Seventh and Eighth Grades, Byron School.

LEGISLATIVE BILL 128.

A BILL FOR AN ACT to amend sections 60-1601, 60-1602, 60-1603, 60-1606, and 60-1609, Reissue Revised Statutes of Nebraska, 1943, relating to cabin trailers; to redefine cabin trailer; to provide that no permit shall be required of cabin trailers permanently attached to real estate; to provide that the permit fee shall not be refundable; to provide that permits shall not be transferable; to provide for exhibition of proof of ownership rather than certificate of title when applying for a permit; to provide for tax refunds; to provide for enforcement; to provide duties for certain public officials; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart

Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Adamson
Hasebroock

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 434.

A BILL FOR AN ACT to amend section 24-342, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 418, Seventy-second Session, Nebraska State Legislature, 1961, relating to bills of exceptions; to provide the manner of taxing as costs the fee for preparation of bills of exceptions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 0.

Not voting, 4:

Adams
Adamson
Hasebroock
Webb

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 437. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 290. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 654. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Withdraw LB 662

Mr. Brandt renewed his pending request, found in the Legislative Journal for the Sixty-eighth Day, to withdraw LB 662 and to withdraw the hearing date. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 637. Laid over until Thursday, April 20, at the request of Mr. Syas.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 687. Placed on General File.

LEGISLATIVE BILL 688. Placed on General File.

(Signed) Sam Klaver, Chairman

Agriculture

LEGISLATIVE BILL 582. Placed on General File as amended.

Standing Committee amendment to LB 582:

1. Amend Section 2 to the bill, line 6 by striking "the hunter-safety course" and inserting "an approved hunter-safety course.",

by striking line 7, line 8 by striking "tion.", and line 10 by striking "and the National Rifle Association".

(Signed) Hans O. Jensen, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 18

Announcement

President Burney announced that the recording equipment is not working properly and that it will be impossible to have a verbatim record of today's discussion as required in the Rules.

GENERAL FILE

LEGISLATIVE BILL 186. Considered.

Advanced to E and R for review with 28 ayes, 7 nays, and 8 not voting.

LEGISLATIVE BILL 221. Section 1 read and considered.

Mr. Stromer offered the following amendment:

1. Amend section 1 of the bill, line 4 by striking "Chief Justice of the Supreme Court of Nebraska" and inserting "Director of the Department of Health" and line 6 by striking "Chief Justice" and inserting "Director of the Department of Health".

Amendment pending.

Laid over until Monday, April 17, at the request of Mr. Russillo.

LEGISLATIVE BILL 514. Laid over until Tuesday, April 18, at the request of Mr. Forrester.

LEGISLATIVE BILL 590. Laid over until Wednesday, April 19, at the request of Mr. Knight.

Visitors

Mr. Vosoba introduced Mr. Tyler Edgecomb, President of the Nebraska Press Association and Publisher of the Nebraska Signal, of Geneva.

Mrs. Orme introduced Mrs. George F. Owens, President, Mrs. Dudley Bailey, State Legislative Chairman, and one hundred forty-five members of the League of Women Voters, representing Leagues from Omaha, Lincoln, Fremont, Columbus, Bellevue and Grand Island.

Mr. Romans introduced Mr. Wilbert Calvin of Ord.

LEGISLATIVE BILL 608. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Mr. Knight offered the following amendment which was adopted:

1. Amend the title, line 9, by striking the word "deposition" and inserting the word "depository".

Speaker Thompson Presiding

Laid over until Thursday, April 20, at the request of Mr. Ruhnke.

Visitors

Mr. Staubitz introduced Mr. William A. Lynn, Director, and the members of the Nebraska State Teachers College Choraleers from Kearney.

The group rendered three musical selections.

Mr. McCosh introduced General Warren Wood, Editor of Gering Courier, of Gering.

Mr. Gerdes introduced Mr. Oliver Hamilton of Gordon.

LEGISLATIVE BILL 464. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

Visitors

Mr. Kjar introduced Mr. Clyde Taylor of Lexington.

Mr. Staubitz introduced Harold Day and Sarah Jane Day of Miller, and Bernadine Daake of Riverdale.

Mr. Gerdes introduced Mr. and Mrs. Gene Gerdes of Alliance.

LEGISLATIVE BILL 498. Read and considered.

Laid over at the request of Mr. Ruhnke.

LEGISLATIVE BILL 281. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Brandt introduced Mrs. Marguerite Moeller, Teacher, and thirteen pupils from School District 30, Otoe County, and Mr. and Mrs. Robert Pfeiffer, Mr. George Sudman, Mrs. Roscoe Suick, and Mrs. Mark Bhernd, sponsors.

LEGISLATIVE BILL 479. Reading waived. Considered.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

Member Excused

Mr. Bridenbaugh was excused at 11:35 a.m., for the remainder of the morning.

UNANIMOUS CONSENT—Executive Session

Mr. Munnelly requested unanimous consent for permission for the Banking, Commerce and Insurance Committee to meet in executive session at 1:30 p.m., today, in the Lawyer's Room. No objections. So ordered.

Announcement—Retirement Committee Meeting

Mr. Diers announced that the Retirement Committee will meet at 3:30 p.m., today, in Dr. Rodgers' office, and requested that Messrs. Burbach, Jensen, Knight and Peck be present.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 585. Placed on General File as amended.

Standing Committee amendments to LB 585:

1. Amend section 1 of the bill, line 179 by striking "injury" and inserting "injurious".

2. Amend section 2 of the bill, by inserting a new paragraph after line 73 the following:

"The provisions of this section shall not apply to the act of transportation by a common carrier.".

3. Amend section 3 of the bill, line 30 by inserting after the period the following: "However, the fee shall be waived after the twenty-fifth registration in the name of any one person.".

4. Amend section 6 of the bill, line 6 by inserting "written" before "request".

5. Amend the bill by striking section 12 and renumbering original section 13 as section 12.

6. Amend the bill by adding a new section immediately after renumbered section 12 to be known as section 13 and to read as follows:

"Sec. 13. Sections 1 to 12 of this act shall become operative on January 1, 1962.".

(Signed) Hans O. Jensen, Chairman

Public Works

LEGISLATIVE BILL 633. Indefinitely postponed.

LEGISLATIVE BILL 583. Indefinitely postponed.

LEGISLATIVE BILL 545. Indefinitely postponed.

LEGISLATIVE BILL 531. Indefinitely postponed.

LEGISLATIVE BILL 427. Indefinitely postponed.

(Signed) Arnold Ruhnke, Chairman

GENERAL FILE

LEGISLATIVE BILL 129. Read and considered.

President Burney Presiding

Standing Committee amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Mr. Munnelly offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitors

Mr. Peck introduced Mr. and Mrs. Howard Burdick of Columbus.

LEGISLATIVE BILL 477. Read and considered.

Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 323. Section 1 read.

Adjournment

At 11:52 a.m., on a motion by Mr. Romans, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 14, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Forrester who was excused.

Corrections for the Journal

Page 1033, line 11, delete the word "testimony" and insert "discussion".

The Journal for the Sixty-ninth Day was approved as corrected.

Member Excused

Mr. Erlewine was excused from 11:30 a.m., this morning, for the remainder of the day.

Communication

Letter from Mr. John Chladek, Secretary, Czech Civic Alliance, Omaha, opposing LB 97 and LB 433.

NOTICE OF COMMITTEE HEARINGS

Education

LB 699	Tuesday, April 25, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 343. Placed on Select File as amended.

E and R amendments to LB 343:

1. In renumbered section 2, line 1, strike "Section" and insert "Sec."; in lines 10 and 11 reinstate the stricken and strike the

new matter; in line 25, insert an underscored comma after "*Pawnee*"; insert "*counties*" before the semicolon in lines 25, 28, 32, and 35; in line 57, strike "*offices*" and insert "*officers*"; and in line 77, strike "*All elective members*" and insert "*Each elective member*".

2. In new section 6, line 39, strike "*boards*" and insert "*board*".

3. In Standing Committee Amendment 11, line 2, strike "line 2" and insert "line 1"; in lines 2 and 3, strike "line 3" and insert "line 2"; and in line 4, insert "after '*district*' " before the comma.

4. In the title, line 2, insert "2-1503," after "sections"; at the end of line 2, insert "2-1553, 2-1558,"; in line 3, insert "2-1562," after the first comma; in line 5 insert "to define terms;" after the semicolon; in line 6, insert "to provide for additional members of the Nebraska soil and water conservation committee;" after the semicolon; at the end of line 14, insert "to provide procedures for actions of joint boards of soil and water conservation districts; to provide for vacancies on the board of directors as prescribed;" in line 15, insert "to require annual publication of a statement of financial operations as prescribed;" after the semicolon; in line 16, strike "and"; and in line 17, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 517. Placed on Select File as amended.

E and R amendment to LB 517:

1. In the title, strike line 3 and insert "from civil liability physicians, surgeons, and nurses who".

LEGISLATIVE BILL 339. Placed on Select File as amended.

E and R amendment to LB 339:

1. In the title, line 5, strike "amount of fees" and insert "fee" and also strike the comma at the end of the line; strike lines 6 and 7 and insert "; to"; and in line 8 strike "fees" and insert "fee".

LEGISLATIVE BILL 333. Placed on Select File as amended.

E and R amendment to LB 333:

1. In Standing Committee Amendment 2, strike lines 1 and 2, and insert "2. Amend page 2, section 1, by striking"; and in line 4, insert "and show the same as stricken after "8".

LEGISLATIVE BILL 655. Replaced on Select File as amended.

E and R amendments to LB 655:

1. In section 7, line 20, strike "replace" and insert "~~replace~~ *Replace*".

2. Amend Enrollment and Review Amendment 2, adopted April 12, 1961, to read "2. In section 7, line 31, insert '*(3) provide that*' before '*any*'.".

LEGISLATIVE BILL 437. Replaced on Select File as amended.

E and R amendment to LB 437:

1. In section 1, strike the comma at the end of line 4.

LEGISLATIVE BILL 132. Correctly engrossed.

LEGISLATIVE BILL 290. Correctly engrossed.

LEGISLATIVE BILL 654. Correctly engrossed.

LEGISLATIVE BILL 101. Correctly enrolled.

LEGISLATIVE BILL 128. Correctly enrolled.

LEGISLATIVE BILL 198. Correctly enrolled.

LEGISLATIVE BILL 319. Correctly enrolled.

LEGISLATIVE BILL 434. Correctly enrolled.

LEGISLATIVE BILL 559. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 101 LB 128 LB 198 LB 319 LB 434 LB 559

STANDING COMMITTEE REPORTS

Committee on Committees

April 13, 1961

Honorable Dwight W. Burney
Lieutenant Governor
State Capitol Building
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor

Frank B. Morrison. The Committee suggests that the appointments be voted upon by this Legislative Body and suggests confirming,

John W. Hossack—State Engineer whose term will expire January 3, 1963 and,

Louis Findeis—Member of Game, Forestation, and Parks Commission from District One whose term expires January 15, 1966.

Respectfully submitted,

(Signed) J. O. Peck
J. O. PECK, Chairman
Committee on Committees

JOP/jg

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted, and that each appointment be confirmed separately and by record vote. (Signed) J. O. Peck

The motion prevailed.

Vote on Mr. Hossack

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Forrester

Having received a majority of the votes of all members, the President declared the appointment of Mr. Hossack confirmed.

Vote on Mr. Findeis

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 0.

Not voting, 3:

Craft
Forrester
Webb

Having received a majority of the votes of all members, the President declared the appointment of Mr. Findeis confirmed.

RESOLUTIONS

LEGISLATIVE RESOLUTION 19. Re: Compact Fixing the Boundary Between the States of Iowa and Nebraska.

Introduced by George Syas, 4th District; J. W. Burbach, 14th District; and John P. Munnelly, 8th District.

WHEREAS, the States of Iowa and Nebraska by joint commissions entered into a compact for the purpose of establishing a new boundary between the States of Iowa and Nebraska, and

WHEREAS, the compact fixes the new boundary as the middle of the Missouri River so that all that part of land east of the Missouri River will belong to Iowa and all that part of land west of the Missouri River will belong to Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Nebraska Legislature will take no action to ratify the compact between Iowa and Nebraska unless the Iowa Legislature ratifies the compact in the form previously agreed upon by the Iowa and Nebraska commissioners.

2. That a certified copy of this resolution be mailed to the Secretary of the Senate and the Clerk of the House of the Iowa State Legislature.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Syas requested unanimous consent that every member who wishes to be added as a co-introducer of LR 19 be permitted to sign the resolution. No objections. So ordered.

SUSPEND RULES—Adopt LR 19

Mr. President: I move that the rules be suspended and LR 19 be adopted. (Signed) George Syas

The motion prevailed with 42 ayes, 0 nays, and 1 not voting, and the Resolution was adopted.

Visitors

Mr. Craft introduced Supervisor Del Webber and Mrs. Jack Craft, Teacher, and thirteen Eighth Grade students from University Junior High School, Lincoln.

Mr. Jensen introduced Mr. Burling, Teacher, and twenty-three pupils from the Harvard Public Schools.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 365.

A BILL FOR AN ACT to amend section 60-404, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 40, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicle operators' licenses; to provide for the renewal of licenses, as prescribed, of persons who served in the armed forces of the United States; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen

Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Forrester

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 341.

A BILL FOR AN ACT to amend section 77-204, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for a change in date when the first half real estate taxes shall become delinquent in counties having over two hundred thousand inhabitants; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Forrester
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 350.

A BILL FOR AN ACT relating to the State Railway Commission; to exclude from the provisions of Chapter 75, article 9, Reissue Revised Statutes of Nebraska, 1943, all tractors of less than ten horsepower, manufacturer's maximum engine power claim, and all truck-tractors which are designed primarily for drawing truck-trailers and semitrailers, and constructed so as to carry part of the weight and load of a truck-trailer or semitrailer.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Forrester

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 261.

A BILL FOR AN ACT relating to highways and roads; to require the erection of signs along state highways and county roads warning of railroad intersections as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly

Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Forrester

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Waldo introduced Mrs. Don Weeks, Teacher, and fifteen students of Virginia Consolidated Schools, Virginia.

SELECT FILE

LEGISLATIVE BILL 96. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 326. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 442. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 356. E and R amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 673. E and R amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 382. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 140. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 441. E and R amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 519. E and R amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 323. Read and considered.

Mr. Vosoba offered the following amendments which were adopted:

1. Amend Section 3, line 2, by striking "60-507" and inserting "60-505".

2. Amend Section 4, line 2, by striking "60-507" and inserting "60-505".

Laid over at the request of Mr. Klaver.

LEGISLATIVE BILL 498. Laid over until Tuesday, April 18, at the request of Mr. Rasmussen.

Visitor

Mr. Bowen introduced Mr. O. H. Scheuneman of Franklin.

Speaker Thompson Presiding

LEGISLATIVE BILL 477. Considered.

Mr. Hasebroock moved that LB 477 be advanced to E and R for review.

Mr. Marvel Presiding

Mr. Brandt moved the previous question. The motion prevailed with 24 ayes, 3 nays, and 16 not voting.

The Hasebroock motion prevailed with 33 ayes, 0 nays, and 10 not voting, and LB 477 was advanced to E and R for review.

Member Excused

Mr. McHugh was excused at 10:20 a.m., for the remainder of the morning.

UNANIMOUS CONSENT—Recall LB 186

Mr. Romans requested unanimous consent to have LB 186 recalled from Enrollment and Review to General File for the purpose of considering the pending amendment found in the Legislative Journal for the Sixtieth Day. No objections. So ordered.

Visitors

Mr. Webb introduced Carol Boyer, Mildred Boyer, Karen Rector, Nina Scott and Lloyd Buchfinck of Mullen.

GENERAL FILE

LEGISLATIVE BILL 158. Laid over at the request of Mr. Moulton.

LEGISLATIVE BILL 502. Laid over at the request of Mr. Vosoba.

LEGISLATIVE BILL 197. Reading waived in lieu of the reading of the Standing Committee amendments. Considered.

Mr. Gerdes offered the following amendments which were adopted:

1. Amend Standing Committee amendment 1, section 1, line 6 by striking "public" and inserting "auction".

2. Amend Standing Committee amendment 1, section 2, lines 9 and 13 by striking "Public" and inserting "Auction", line 14 by striking "livestock", line 15 by striking the first "market" and "stockyard,", lines 16 and 17 by striking "or on a commission basis", lines 17 and 26 by striking "a public" and inserting "an auction",

line 22 by striking "public" and inserting "auction", and line 24 by striking "Livestock" and inserting "Auction livestock".

3. Amend Standing Committee amendment 1, section 3, line 2 by striking "as a public livestock market" and by inserting after line 15 the following:

"(4) Any presently existing livestock market, stockyards, or facilities commonly known as a central public livestock market or a terminal livestock market and regulated by an act of Congress known as the Federal Packers and Stockyards Act of 1921, and amendments thereto".

4. Amend Standing Committee amendment 1, section 4, line 2 by striking "Public" and inserting "Auction", and line 11 by striking "public" and inserting "auction".

5. Amend Standing Committee amendment 1, section 5, lines 2, 16 and 22 by striking "public" and inserting "auction".

6. Amend Standing Committee amendment 1, section 6, lines 4 and 15 by striking "public" and inserting "auction".

7. Amend Standing Committee amendment 1, section 7, lines 6, 18, and 24 by striking "public" and inserting "auction".

8. Amend Standing Committee amendment 1, section 8, line 1 by striking "stockyard,", and line 2 by striking "public" and inserting "auction".

9. Amend Standing Committee amendment 1, section 9, line 1 by inserting "auction" after "Every", line 3 by striking "public" and inserting "auction", and line 7 by striking "Public" and inserting "Auction".

10. Amend Standing Committee amendment 1, section 13, lines 38 and 48 by striking "public" and inserting "auction".

11. Amend Standing Committee amendment 1, section 14, lines 8 and 10 by striking "public" and inserting "auction".

12. Amend Standing Committee amendment 1, section 15, lines 7, 11, and 12 by striking "public" and inserting "auction".

13. Amend Standing Committee amendment 1, section 16, line 3 by striking "Public" and inserting "Auction".

14. Amend Standing Committee amendment 1, section 17, line 5 by striking "Public" and inserting "Auction".

15. Amend Standing Committee amendment 1, section 19, line 2 by striking "a" and inserting "an auction", and line 3, 5, and 8 by striking "public" and inserting "auction".

16. Amend Standing Committee amendment 1, section 20, line 6 by inserting "auction" before "live-".

17. Amend Standing Committee amendment 1, section 21, line 6 by striking "public" and inserting "auction".

18. Amend Standing Committee amendment 1, section 22, line 1 by striking "public" and inserting "auction".

19. Amend Standing Committee amendment 1, section 23, line 2 by striking "public" and inserting "auction".

20. Amend Standing Committee amendment 1, section 24, lines 2, 6, 11, and 18 by striking "public" and inserting "auction" and line 16 by striking "Public" and inserting "Auction".

21. Amend Standing Committee amendment 1, section 25, line 12, by striking "Public" and inserting "Auction".

22. Amend Standing Committee amendment 1, section 26, line 2 by striking "public" and inserting "auction".

23. Amend Standing Committee amendment 1, section 28, line 2, by striking "Public" and inserting "Auction".

Standing Committee amendment 1, found in the Legislative Journal for the Fifty-third Day, was adopted as amended.

Standing Committee amendment 2 was adopted.

Mr. Moulton Presiding

Mr. Gerdes moved that LB 197 be advanced to E and R for review.

Mr. Peck moved the previous question. The motion prevailed with 27 ayes, 3 nays, and 13 not voting.

The Gerdes motion prevailed with 27 ayes, 3 nays, and 13 not voting, and LB 197 was advanced to E and R for review.

Visitors

Mr. Diers introduced Mrs. Carnes, Teacher, and seventeen pupils of the Fifth and Sixth Grades, Waco Public School District 34, and Mmes McClure, Bristol, and Buck, sponsors; and County Commissioners Ekart, Miller, and Stevens.

Mr. Ruhnke introduced Mrs. Hoeting and Mrs. Moore, Teachers, and nineteen pupils from Jefferson County School District 72, and Mr. and Mrs. Richard Jorchow, Mr. and Mrs. Erwin Ebke, Mr. and Mrs. Emmett Nolte, Mr. and Mrs. Harold Ebke, Mr. and Mrs. Virgil Burkhart, Mrs. Brenn, Mr. and Mrs. Shafer, and Mr. Moore.

Member Excused

Mr. Jensen was excused at 11:40 a.m., for the remainder of the morning.

MESSAGE FROM THE GOVERNOR

April 14, 1961

The President, the Speaker,
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on April 12, 1961, I approved LB 218, LB 247, LB 258, LB 367, LB 445, LB 459, and LB 532.

On April 14, 1961, I approved LB 510, LB 398, LB 325, LB 171, and LB 114.

Sincerely,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

MOTION—Introduce Bill

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce a bill for the following reasons:

The public has been taken advantage of in home repair contracts to such an extent that it takes legislative action to supervise such services.

This bill will regulate installment sales of goods and services used or furnished in the modernization, rehabilitation, repair, alteration or improvement of real property. It provides for licensing of home improvement contractors and home financing agencies and also provides penalties for violations.

The Banking, Commerce and Insurance Committee voted unanimously to request permission for introduction of this bill. (Signed) John P. Munnelly, Chairman

Permission to introduce the bill granted with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. Gerhart introduced Ann Campbell, County Superintendent of Madison County, twelve teachers and fifty-eight students representing Districts 38, 61, 86, 33, 41, 77, 18, 31, 27, 52, 34 and 21.

President Burney Presiding

MOTION—Introduce Bill

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce a bill for the following reasons:

1 - The present statute placing a five-year duration limitation on salary contracts between insurance company employees, officers, trustees, or directors and insurance companies was not intended to prohibit the payment of deferred salaries or compensation.

2 - A recent ruling of the federal government permits the reporting of deferred income in the year when it is received and the committee believes that in all fairness the law should be amended to give these employees the same consideration as others now have.

The Banking, Commerce and Insurance Committee voted unanimously to request permission for introduction of this bill.
(Signed) John P. Munnelly, Chairman

Permission to introduce the bill granted with 26 ayes, 0 nays, and 17 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 700. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT to define and regulate installment sales of goods and services used or furnished in the modernization, rehabilitation, repair, alteration or improvement of real property; to provide for licensing of home improvement contractors and home financing agencies; to provide penalties for violations; and to provide how this act may be cited.

LEGISLATIVE BILL 701. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT to amend section 44-213, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to permit the deferred payment at specified future time or times of part of the salary, compensation, or emolument of any salaried employee, officer, trustee, or director of any domestic insurance company not in excess of a reasonable return for services performed or to be performed by such person; and to repeal the original section.

UNANIMOUS CONSENT—Withdraw LB 665

Mr. Skarda renewed his pending request, found in the Legislative Journal for the Sixty-ninth Day, to withdraw LB 665.

There were no objections, and LB 665 was withdrawn.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 577. Indefinitely postponed.

(Signed) Hans O. Jensen, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 19

MOTION—Adjournment

Mr. President: I move we adjourn until 9:30 a.m., April 17, 1961. (Signed) J. O. Peck

Mr. Ruhnke moved to amend the Peck motion to 9:00 a.m.

The Ruhnke motion lost.

The Peck motion prevailed, and at 11:54 a.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 17, 1961

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Jensen who was excused.

The Journal for the Seventieth Day was approved.

MESSAGE FROM THE GOVERNOR

April 14, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your Honorable Body that on April 14, 1961, I approved LB 404.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Communications

Letter from Mr. John T. Flaherty, Secretary-Treasurer of the Northeast Nebraska County Officials' Association, enclosing petition bearing twenty signatures recording the Association as establishing, without exception, the center of the Missouri River as the boundary line between Nebraska and Iowa.

Letter from Mr. Robert B. Crosby, Secretary and Counsel, Better Nebraska Association, favoring LB 313.

Welcome to Sergeant-at-arms

Mr. George Santo, the Sergeant-at-arms, received a welcome from the members of the Legislature upon his return to his official position. He expressed his appreciation to the Legislature for their many kindnesses, and his continued desire to carry out his duties.

Visitors

Mr. Diers introduced Mr. John Osbourne, Social Studies Teacher, and twenty-four students of Stromsburg High School Senior Class.

UNANIMOUS CONSENT—Exchange Hearing Rooms

Mr. Ruhnke requested unanimous consent for permission for the Public Works Committee and the Education Committee to exchange hearing rooms for April 17 and 18. No objections. So ordered.

Member's Birthday

Mr. Marvel announced that today is Mrs. Orme's birthday, and the members sang Happy Birthday to her.

Presented to the Governor

Presented to the Governor for approval on April 14, 1961, at 3:30 p.m.: LB 101 LB 128 LB 198 LB 319 LB 434 LB 559

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 341. Correctly enrolled.

LEGISLATIVE BILL 365. Correctly enrolled.

LEGISLATIVE BILL 350. Correctly enrolled.

LEGISLATIVE BILL 261. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 341 LB 365 LB 350 LB 261

Visitor

Mr. Peck introduced Mr. Darwin Olafson of Washington, D. C.

Reference Committee Report

LB	Committee
700	Banking, Commerce and Insurance
701	Banking, Commerce and Insurance

(Signed) Dwight W. Burney
Chairman

Visitors

Mr. Munnelly introduced Mr. Lew Senske, Teacher, and five students of Zion Lutheran School, Omaha.

Mr. Erlewine introduced Mr. Harold Herman of Grant, and Mr. Paul Ogier of Wallace.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 428.

A BILL FOR AN ACT to amend sections 21-135, 21-138, 21-139, 21-151, 21-158, 21-167, 21-168, 21-170, 21-1,104, 21-1,113, and 21-1,133, Reissue Revised Statutes of Nebraska, 1943, sections 21-171 and 21-1,159, Revised Statutes Supplement, 1959, and section 21-183, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 13, Seventy-second Session, Nebraska State Legislature, 1961, relating to corporations; to provide for the issuance of capital stock without the right to vote; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans

Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Nelson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 579.

A BILL FOR AN ACT to amend section 87-205, Reissue Revised Statutes of Nebraska, 1943, relating to trade names; to require the filing of proof of publication of the registration of a trade name in the office of the Secretary of State; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Claussen introduced a group of twenty from Wayne and Dixon Counties.

SELECT FILE

LEGISLATIVE BILL 343. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 517. E and R amendment found in the Legislative Journal for the Seventieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 339. E and R amendment found in the Legislative Journal for the Seventieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 333. E and R amendment found in the Legislative Journal for the Seventieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 655. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 437. E and R amendment found in the Legislative Journal for the Seventieth Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 221. Considered.

Mr. Stromer requested unanimous consent to withdraw his pending amendment found in the Legislative Journal for the Sixty-ninth Day. No objections. So ordered.

Sections 2 and 3 and the title read and considered.

Mr. Ruhnke offered the following amendments which were adopted:

1. Amend the bill by adding a new section immediately after section 3 to be known as section 4 and to read as follows:

"Sec. 4. The Governor or any elector of the State of Nebraska may appeal to the Supreme Court from the decision of the members of the conference as provided in sections 1 and 2 of this act. Such appeal shall be perfected within one month from the rendition of the decision of the conference by filing an appeal bond with the court and a copy of the decision of the conference. The cause shall be tried de novo, and shall be advanced for argument before the Supreme Court, and the Supreme Court shall render its judgment and write an opinion in such cases as speedily as possible. The decision of the conference may be modified, affirmed, or set aside. The decision of the conference shall remain in full force and effect unless and until such decision is modified or set aside by the Supreme Court. Any official acts of the person who succeeded to the office of Governor during any such appeal shall be deemed to be fully valid for all purposes even though such conference decision be subsequently modified or set aside on appeal.".

2. Amend the title to conform.

Laid over at the request of Mr. Ruhnke.

LEGISLATIVE BILL 186. Considered.

Mr. Romans requested unanimous consent to withdraw his pending amendment found in the Legislative Journal for the Sixtieth Day. No objections. So ordered.

Mr. Adamson offered the following amendment which was adopted with 20 ayes, 11 nays, and 12 not voting:

1. Amend section 1 of the bill, line 32 by inserting after "sections" the following:

"*; Provided, that the provisions of this subsection shall not apply to any violation of speed limits on state highways in the corporate limits of any city or village or on any state highway where the maximum speed limit is not more than thirty-five miles per hour; and provided further, that any person who shall violate the provisions of sections 39-723 or 39-7,108, while on a state highway in the corporate limits of any city or village or on a state highway where the maximum speed limit is not more than* *thirty-five miles per hour shall upon conviction thereof be fined not less than five dollars nor more than twenty-five dollars.".*

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

Visitors

Mr. Stalder introduced Mrs. Gertrude Heim of Lincoln and Mrs. Ora Swisegood of Verdon.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 136. Placed on Select File as amended.

E and R amendments to LB 136:

1. Strike Standing Committee Amendment 1.

2. In Standing Committee Amendment 2, line 3, strike the comma.

3. In Standing Committee Amendment 3, line 9, insert an underscored period after "*direction*".

4. In Standing Committee Amendment 4, lines 10 and 11, strike "*contained in section 39-7,108 shall be construed to give*".

5. In section 11, lines 5 and 6, strike "*section 39-751, and 39-728,*" and insert "*sections 39-728 and 39-751*".

6. In Standing Committee Amendment 9, line 3, insert "*designated*" before "*by*".

7. In Standing Committee Amendment 10, line 4, strike "*provided*" and insert "*Provided,*".

8. In section 22, line 5, strike "*such*" and insert "*any light or*".

9. In Standing Committee Amendment 12, line 1, insert ", line 8," after "bill".

10. In section 26, line 7, insert an underscored comma after "*vehicles*".

11. In the Russillo General File Amendment to section 28, adopted February 21, 1961, line 1, strike "Amend" and insert "Strike Standing Committee Amendment 14 and amend"; and in line 3, insert "*and*" after the semicolon.

12. For correlation purposes, in section 30, line 2, insert "as amended by section 4, Legislative Bill 218, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; in line 52, strike "which" and insert "or when necessary during the making of temporary repairs to a highway or in emergencies, such speed limits"; in line 54, insert ", and without the necessity of complying with the requirements of Chapter 84, article 9" after "highway"; and by inserting, after line 72:

"(8) Violations of speed limits made under authority of subsection (5) of this section shall subject the violator to the same penalties as are imposed for other violations of the provisions of this section.".

13. In section 31, line 4, insert "*or (4)*" after "*(3)*"; in line 16, as amended by Standing Committee Amendment 15, insert "*or (4)*" after "*(3)*"; in line 22, insert "*or*" after the semicolon; strike the Standing Committee Amendment to line 24 and amend line 24 to read "intersection or railroad grade crossing. ~~or~~ (3) ~~where~~ *Where* any".

14. In Standing Committee Amendment 16, line 7, strike "*provided however*" and insert "*and provided further*"; and in line 8, insert a period after "*only*".

15. In Standing Committee Amendment 17, line 1, strike "2" and insert "3".

16. For correlation purposes, in section 35, line 2, insert "as amended by section 7, Legislative Bill 218, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; in line 35, insert "or" after the first comma; and in line 43, strike "except bridges,".

17. For correlation purposes, in section 38, line 2, strike "39-7,108,"; in line 3, strike "39-1339,"; and after the second comma in line 4, insert "section 39-7,108, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 218, Seventy-second Session, Nebraska State Legislature, 1961, and section 39-1339, Reissue Revised Statutes of Nebraska, 1943, as amended by section 7, Legislative Bill 218, Seventy-second Session, Nebraska State Legislature, 1961,".

18. Add a new section to be known as section 39 and to read as follows:

"Sec. 39. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

19. In the title, line 9, strike "and"; and also in line 9, insert "; and declare an emergency" after "sections".

20. For correlation purposes, in the title, line 6, strike "39-7,108,"; in line 7, strike "39-1339,"; and in line 9, insert ", section 39-7,108, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 218, Seventy-second Session, Nebraska State Legislature, 1961, and section 39-1339, Reissue Revised Statutes of Nebraska, 1943, as amended by section 7, Legislative Bill 218, Seventy-second Session, Nebraska State Legislature, 1961" after "1943".

LEGISLATIVE BILL 648. Placed on Select File as amended.

E and R amendments to LB 648:

1. In section 1, line 7, strike "blind" and insert "~~blind~~ *visually handicapped*"; and in lines 9 and 10, 20, and 23, strike "deaf-blind" and insert "~~deaf-blind~~ *deaf and visually handicapped*".

2. In section 2, line 4, section 3, line 7, and section 5, line 5, strike "blind" and insert "~~blind~~ *visually handicapped*"; and in section 7, line 17, strike "*blind*" and insert "*visually handicapped*".

3. In section 4, line 6, insert "*not to exceed twenty-one years of age*" after "persons"; strike the new matter in lines 7 to 9; and in line 10, insert "*until completion of a general or special program*" after "created".

4. For correlation purposes, in section 1, insert "as amended by section 4, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma in line 2; and strike line 34 and "as hereinafter created" in line 35.

5. For correlation purposes, in section 10, line 1, strike "sections 43-601 and" and insert "section"; in line 2, strike "and"; and in line 4, insert "and section 43-601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961," after the third comma.

6. In the title, strike line 9 and insert "provide the period during which the program of education will be provided;"; in line 10, insert "persons" after "for"; and in line 14, strike "section" and insert "sections".

7. For correlation purposes, in the title, line 2, strike "sections 43-601 and" and insert "section"; in line 3, strike "and"; and in line 5, insert "and section 43-601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 30, Seventy-

second Session, Nebraska State Legislature, 1961," after the third comma.

LEGISLATIVE BILL 649. Placed on Select File as amended.

E and R amendments to LB 649:

1. In section 1, line 23, strike "blind" and insert "~~blind~~ *visually handicapped*".

2. In section 2, line 1, strike "the".

3. In the title, line 4, insert "to provide when sections 43-604 to 43-611, Reissue Revised Statutes of Nebraska, 1943, may apply to visually handicapped, deaf, or other similar groups of children;" after the semicolon.

LEGISLATIVE BILL 315. Placed on Select File as amended.

E and R amendments to LB 315:

1. In new section 2, line 105, insert a comma after Justice".

2. In new section 4, line 1, strike "as" and insert ", if"; insert a comma at the end of line 1; and in line 3, insert "the" before "votes".

LEGISLATIVE BILL 329. Placed on Select File.

LEGISLATIVE BILL 153. Placed on Select File as amended.

E and R amendments to LB 153:

1. In Standing Committee Amendment 1, line 4, strike "either"; in line 9, strike "first-class city" and insert "city of the first class"; and in line 10, strike "second-class city" and insert "city of the second class".

2. In the title, line 9, insert "; to provide where such power shall not be exercised; to provide for contracts; and to provide for special assessments against abutting property and the manner of collection thereof" after "notice".

LEGISLATIVE BILL 154. Placed on Select File as amended.

E and R amendments to LB 154:

1. In Standing Committee Amendment 1, line 10, strike "first-class city" and insert "city of the first class"; in line 11, strike "second-class city" and insert "city of the second class"; and strike the first period in line 11.

2. In Standing Committee Amendment 2, strike the first period in line 13.

3. In new section 4, line 2, strike "aforesaid" and insert "provided in section 3 of this act".

4. In the Ruhnke General File Amendment, line 2, strike "5" and insert "7".

5. In the title, line 6, insert "; to provide where such power shall not be exercised; to provide for notice; to provide for objections; and to provide procedures" after "village".

LEGISLATIVE BILL 464. Placed on Select File as amended.

E and R amendments to LB 464:

1. In section 1, line 46, strike "*resident*" and insert "*residence*"; and in line 53, insert "*to make this state his permanent residence*" after "*intention*".

2. In the title, line 8, insert "taking graduate work" after the first "of"; and in line 9, insert "to require prescribed intention;" after the first semicolon.

LEGISLATIVE BILL 281. Placed on Select File as amended.

E and R amendments to LB 281:

1. For correlation purposes, after the second comma in line 2 of section 1, insert "as amended by section 2, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 4, strike "annual" and insert "regular"; and in line 5, insert ", 1962" after "August".

2. For correlation purposes, after the second comma in line 2 of section 3, insert "as amended by section 3, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961,"; at the end of line 5, insert "the board of"; and in line 6, strike "election" and insert "registration".

3. For correlation purposes, strike section 4, and insert:

"Sec. 4. That original section 32-239, Reissue Revised Statutes of Nebraska, 1943, section 32-235, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961, and section 32-241, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.".

4. For correlation purposes, in the title, strike lines 1 and 2 and insert "For An Act to amend section 32-239, Reissue Revised Statutes of Nebraska, 1943, section 32-235, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961, and section 32-241, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961,".

5. In the title, line 7, insert "in" after "mandatory".

LEGISLATIVE BILL 479. Placed on Select File.

LEGISLATIVE BILL 129. Placed on Select File as amended.

E and R amendment to LB 129:

1. In the title, line 4, insert "to provide how the powers granted shall be exercised;" after the semicolon.

LEGISLATIVE BILL 96. Correctly engrossed.

LEGISLATIVE BILL 326. Correctly engrossed.

LEGISLATIVE BILL 442. Correctly engrossed.

LEGISLATIVE BILL 441. Correctly engrossed.

(Signed) William B. Brandt, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 20. Re: Urging Nebraska Representatives in Congress to Oppose the Passage of H.R. 869.

Introduced by Committee on Budget, Richard D. Marvel, 31st District, Chairman.

WHEREAS, the State of Nebraska maintains a home for veterans who served their country during a period of war and who are in need of such home, and their wives, widows, and Gold Star Mothers; and

WHEREAS, sections 80-301, 80-305, and 80-306, Reissue Revised Statutes of Nebraska, 1943, provide that members admitted to such home who have income from pension and other sources will reimburse the State of Nebraska monthly an amount to be determined by the Board of Inquiry and Review; and

WHEREAS, the home for veterans receives from veterans for reimbursement for their care approximately one hundred fifty-three thousand, seven hundred fifty-seven dollars and sixty-eight cents per biennium; and

WHEREAS, the passage of H.R. 869, 87th Congress, would reduce the pension paid to members of the home in such an amount that no funds would be available from the members for reimbursement to the State of Nebraska for their care.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. Urge the cooperation of the Nebraska representatives in the Congress of the United States, 87th Session, to oppose the passage of H.R. 869.

2. That a copy of this resolution be mailed to each of the representatives of Nebraska in the House of Representatives and the United States Senate, and to Honorable Olin E. Teague, Chairman of the House Committee on Veterans' Affairs.

Visitors

Mr. Hasebroock introduced Mr. Robert Brockmann of West Point and Mr. Laverne Heins of Surprise.

GENERAL FILE

LEGISLATIVE BILL 323. Considered.

Laid over at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 158.

Mr. McHugh moved to indefinitely postpone LB 158.

The motion prevailed with 35 ayes, 0 nays, and 8 not voting.

LEGISLATIVE BILL 502. Read and considered.

Mr. Brandt moved that Standing Committee amendments 1 and 4, found in the Legislative Journal for the Fifty-third Day, be rejected. The motion prevailed.

Standing Committee amendments 2, 3 and 5 were adopted.

Laid over at the request of Mr. Vosoba.

Visitors

Mr. Gerdes introduced Mr. Bob Moran of Alliance.

Mr. Stalder introduced Mr. William Maher of Falls City.

Mr. Waldo introduced Miss Dean, Teacher, Mrs. Clarence Henke, Mrs. Raymond Rehm and Mr. Kent Wood, Parents, and sixteen students of Clatonia Public School.

Speaker Thompson Presiding

UNANIMOUS CONSENTS—Add Co-introducers

The following requested unanimous consent to have their names added as co-introducers of LR 12: George C. Gerdes, Dale Erlewine, Cecil Craft, Ernest H. Staubitz, Fern Hubbard Orme, W. H. Hasebroock, Lloyd W. Stalder, Ross H. Rasmussen, Peter H. Claussen, William Moulton, William B. Brandt, George H. Fleming, and John Adams, Sr. No objections. So ordered.

Member Excused

Mr. Adams was excused for Tuesday, April 18.

Adjournment

At 11:43 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 18, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Adams who was excused.

Corrections for the Journal

Page 1056, line 23, insert a comma after "1961".

Page 1064, line 10, delete the second "and" and insert "after".

The Journal for the Seventy-first Day was approved as corrected.

MOTION—Flowers

Mr. President: I move that the Clerk of the Legislature be directed to send flowers to Mrs. Martin Schroeder who is in the hospital. (Signed) Hal Bridenbaugh

The motion prevailed.

Communication

Letter from Mrs. Robert Ekstrom, Norfolk, favoring LB 514.

Invitation

Invitation from Max Towle and Farley Young to a chicken dinner at the Towle farm, Wednesday, April 19, at 5:00 p.m. Transportation will be furnished.

Presented to the Governor

Presented to the Governor for approval on April 17, 1961, at 3:30 p.m.: LB 341 LB 365 LB 350 LB 261

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 277. Indefinitely postponed.

LEGISLATIVE BILL 377. Indefinitely postponed.

LEGISLATIVE BILL 630. Indefinitely postponed.

LEGISLATIVE BILL 667. Placed on General File as amended.

Standing Committee amendments to LB 667:

1. Amend the bill by adding immediately after section 2, two new sections to be known as sections 3 and 4 and to read as follows:

"Sec. 3. That section 23-161, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-161. For the purpose of promoting health, safety, morals or the general welfare of the community, *and to secure safety from fire, flood, and other dangers,* the county boards, ~~in counties whenever there is or is about to be located within its limits a federal fort, airport, manufacturing plant or assembly plant for the construction or assembly of military equipment for the manufacture of explosives, arms or munitions, and the county boards of counties adjacent thereto, if the nearest boundary line of such adjacent county is not more than ten miles distant from such federal fort, airport, manufacturing plant or assembly plant,~~ are hereby empowered to regulate and restrict the *location,* height, *bulk* ~~number of stories~~ and size of buildings and other structures, ~~the construction and sanitation of the same,~~ the percentage of lot that may may be occupied, the size of yards, courts and other open spaces, the density of population, the location and use of buildings, structures, automobile trailers, house trailers and land for trade, industry, *business,* residence or other purposes, redistricting the location of trades and industries and the location of buildings for specific uses; and the county boards may also establish setback building lines in *all* ~~residential~~ districts; *Provided,* the powers created by this section shall not be exercised within the limits of any incorporated city or village and shall not apply *within the area over which zoning jurisdiction has been granted to any city* ~~to any county in which a metropolitan city is located.~~ *Within the area of jurisdiction established by this section and by section 23-114, the county boards shall have power to divide the county into such zoning districts of such number, shape and area as may* *be best suited to carry out the purposes of this section and of section 23-114, and to regulate, restrict, or prohibit the erection, construction, reconstruction, alteration or use of buildings, structures, or land within the total area zoned or within districts; Provided, that all such regulations shall be uniform for each class or kind of buildings throughout each district, even though regulations for one district may differ from those applicable to other districts. Such zoning regulations may include reasonable provisions regarding nonconforming uses and their gradual elimination.*

Sec. 4. That section 23-166, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-166. In order to avail itself of the powers conferred by sections *23-114,* 23-161 to 23-174, *or of section 1 of this act,* such county board shall appoint a commission, to be known as the ~~zoning~~ *planning* commission, to fix the boundaries of the various original districts and appropriate regulations to be enforced therein; and such commission may employ *technical personnel* ~~expert field men~~ to assist them in their work, ~~or may employ the technical staff of the state zoning agency in an advisory capacity~~. Such commission shall make a preliminary report and hold public hearings thereon before submitting its final report; and such county board shall not hold its public hearings or take action until it has received the final report of such commission. The members of the ~~zoning~~ *planning* commission shall receive no pay for their services but may be allowed their reasonable expenses, in an amount to be fixed by said county board.".

2. Renumber original section 3 as section 5.

3. Immediately after renumbered section 5, insert a new section to be known as section 6 and to read as follows:

"Sec. 6. That section 23-172, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-172. The county board is further empowered and authorized to adopt by resolution, which shall have the force and effect of law, the conditions, provisions, limitations and terms of a plumbing code, an electrical code, a fire prevention code, or any other ~~standard~~ code relating to ~~zoning~~ *building or relating to the erection, construction, reconstruction, alteration, repair, conversion, maintenance, placing or using of any building, structure, automobile trailer, house trailer or cabin trailer. For this purpose, the county board may adopt any standard code* which contains rules or regulations printed as a code in book or pamphlet form, by reference to such code, or portions thereof, alone without setting forth in said resolution the conditions, provisions, limitations or terms of such code; and when *such code or* any such *standard* code, or portion thereof, shall be incorporated by reference into any resolution, as aforesaid, it shall have the same force and effect as though it had been spread at large in such resolution, without further or additional publication thereof; *Provided,* that not less than three copies of *such code or* such standard code, or portion thereof, shall be filed for use and examination by the public in the office of the clerk of such county prior to the adoption thereof; *and provided further,* the adoption of any such standard code by reference shall be construed to incorporate such amendments thereof as may be made therein from time to time, if three copies of such standard code so filed shall be at all times kept current in the office of the clerk of the county. *Any code adopted and approved by the county board as provided in section 23-171 and this section, and the building permit requirements or occupancy permit requirements imposed by any such code or by sections 23-167 and 23-169 shall apply to all of the county except within the limits of any incorporated city or village.*".

4. Renumber original sections 4 to 12 as sections 7 to 15.

5. In renumbered section 15, line 1, strike "23-171" and insert "23-161, 23-166, 23-171, 23-172,".

(Signed) Kenneth L. Bowen, Chairman

Member Excused

Mr. Peck was excused from 10:00 a.m., today, for the remainder of the day.

Member's Birthday

Mr. Peck announced that today is Mr. Jensen's birthday, and the members sang Happy Birthday to him.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 477. Placed on Select File as amended.

E and R amendment to LB 477:

1. In section 1, line 11, strike the comma.

LEGISLATIVE BILL 673. Replaced on Select File as amended.

E and R amendment to LB 673:

1. In the title, line 4, insert "and" immediately after "River".

LEGISLATIVE BILL 140. Replaced on Select File as amended.

E and R amendment to LB 140:

1. In the title, line 5, strike "sewage disposal plants" and insert "sewerage system".

LEGISLATIVE BILL 519. Replaced on Select File as amended.

E and R amendment to LB 519:

1. In section 1, line 13, insert "or chairman and board of trustees" after "council".

LEGISLATIVE BILL 356. Correctly engrossed.

LEGISLATIVE BILL 382. Correctly engrossed.

LEGISLATIVE BILL 655. Correctly engrossed.

LEGISLATIVE BILL 437. Correctly engrossed.

LEGISLATIVE BILL 428. Correctly enrolled.

LEGISLATIVE BILL 579. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 579

MOTION—Reconsider Action on LB 428

Mr. President: I move that we reconsider our action of yesterday on final passage of LB 428. (Signed) John P. Munnelly

The motion prevailed with 38 ayes, 0 nays, and 5 not voting.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 353. Indefinitely postponed.

LEGISLATIVE BILL 354. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

NOTICE OF COMMITTEE HEARINGS

Budget

LB 581	Monday, May 1, 1961	2:00 p.m.
LB 698	Monday, May 1, 1961	2:00 p.m.

UNANIMOUS CONSENT—Withdraw Hearing Date

Mr. Klaver requested unanimous consent that the hearing date on LB 269, scheduled by the Government and Military Affairs Committee for Friday, April 28, be withdrawn. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 20.

LR 20 was adopted with 38 ayes, 0 nays, and 5 not voting.

Visitors

Mr. Kjar introduced former Senator Lloyd Kain of Lexington.

Mr. Adamson introduced Mr. Frank Hamilton of Ellsworth and Mr. Benton Marshall of Crawford.

MOTION—LB 428

Mr. President: I move that LB 428 be returned to Select File for the following specific amendment. (Signed) John P. Munnelly

1. Add the emergency clause and amend the title to conform.

Amendment pending.

The motion prevailed with 37 ayes, 0 nays, and 6 not voting, and LB 428 was returned to Select File.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 155.

A BILL FOR AN ACT relating to counties; to define a term; to provide for suburban development, platting, recording; to provide certain requirements for platting, as prescribed; to provide for conformity with resolution of county board; to authorize the provision of a comprehensive county improvement and development plan; and to provide when this act shall not apply.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adamson
Brandt
Bridenbaugh
Burbach
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 4:

Bowen
Marvel
Ruhnke
Thompson

Not voting, 3:

Adams
Claussen
Erlewine

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. McHugh introduced Mrs. Orris Lanning, Chairman, and eight members of the O Street Homemakers Club of Eagle.

SELECT FILE

LEGISLATIVE BILL 428.

The pending Munnelly specific amendment found in this Day's Journal was adopted with 39 ayes, 0 nays, and 4 not voting.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 136. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Laid over temporarily at the request of Mr. Russillo.

LEGISLATIVE BILL 648. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 649. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 315. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 329. Advanced to E and R for engrossment.

LEGISLATIVE BILL 153. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 154. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 464. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 281. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 479. Advanced to E and R for engrossment.

LEGISLATIVE BILL 129. E and R amendment found in the Legislative Journal for the Seventy-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 136.

Mr. Russillo offered the following amendment which was adopted by unanimous consent:

1. Amend section 30 of the bill by striking lines 3 and 4; line 5 by inserting "39-7,108." before "(1)"; by striking from "sixty-five" in line 17 through the period in line 26, showing the same as stricken, and inserting *"the applicable maximum speed prescribed by section 39-723 or as determined under the provisions of section 5 of this act."*.

Advanced to E and R for engrossment.

Visitors

Mr. Fleming introduced Mr. Neal James of Kimball.

Mr. Ruhnke introduced Mrs. L. Markey, Teacher, Mrs. Wendell Jarchon, Mrs. Laurence Jarchon, Mrs. John Kleine and Mrs. Laverne Schweer, Parents, and fifteen students of Daykin Public School.

Mr. Rasmussen introduced forty-one students and the following teachers from Dodge County: Joyce Nesladek, District 30; Mrs. Rolyne Krammerer, District 28; Mrs. Helen Svoboda, District 70; and Mrs. Margaret Chapman, District 56; and the following mothers: Mmes Frank Pollard, Leland Bode, James Satorie, Ray Sic, and Paul Freeman.

Mr. Brandt introduced Mrs. Edith Miller of Peru, Teacher, and twenty-four pupils of Brock Junior High.

GENERAL FILE

LEGISLATIVE BILL 313. Read and considered.

Mr. Vosoba offered the following amendments which were adopted:

1. Amend section 1 of the bill, line 51 by striking "of all controlled portions", line 52 by inserting *"constructed upon any part of right-of-way the entire width of which is acquired subsequent to July, 1956"*, and line 54 by inserting *", as amended"* after "131".

2. Amend section 2 of the bill by striking lines 1 and 2 and "of-way, it" in line 3 and inserting *"It"*.

3. Amend section 3 of the bill, line 16 by striking "may" and inserting *"shall"*.

4. Amend section 4 of the bill, lines 8 and 9 by striking "conform as nearly as may be practicable with" and inserting *"have as their minimum requirements"*.

5. Amend the bill by striking section 5 and inserting in lieu thereof three new sections to be known as sections 5, 6, and 7 and to read as follows:

"Sec. 5. That section 39-1335, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-1335. Any person who shall construct, use or permit to be used on property owned or occupied by such person any private entrance or exit, approach road, facility, thing, or appurtenance upon or connected to a highway right-of-way without a permit from the department, when a permit is required, or who shall construct, use, or permit to be used a private entrance or exit, approach road, facility, *advertising, advertising signs, displays, or other advertising devices,* thing, or appurtenance upon or connected to any highway right-of-way without complying with the rules and regulations prescribed by the department or with the conditions of a permit issued by the department to such person, shall be deemed to be guilty of a misdemeanor and shall, upon conviction thereof, be fined in any sum not less than twenty-five dollars nor more than one hundred dollars, or be imprisoned in the county jail not to exceed three months, or by both such a fine and imprisonment. Each and every day that such violation continues after the department issues written notification to the violator, may constitute a separate offense.

Sec. 6. That original sections 39-1320 and 39-1335, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

6. Amend title to conform.

Mr. Lautenschlager offered the following amendment which was adopted:

1. Amend LB 313, section 2, line 3, by striking "*It shall be the duty of*", capitalizing the word "*the*" before the word "*Department*", and inserting "*is permitted*" after "*Roads*".

Guest

Mrs. Orme escorted to the rostrum Mrs. Frances Millican, National President, Ladies Auxiliary to the Veterans of Foreign Wars.

Mrs. Millican addressed the Legislature.

Speaker Thompson Presiding

Mr. Romans moved that LB 313 be indefinitely postponed.

Mr. Skarda moved the previous question. The motion prevailed with 34 ayes, 2 nays, and 7 not voting.

Mr. Vosoba requested a record vote on the Romans motion.

Voting in the affirmative, 6:

Bridenbaugh
Diers
Erlewine
Lautenschlager
Romans
Ruhnke

Voting in the negative, 33:

Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Wylie

Not voting, 4:

Adams
Nelson
Peck
Webb

The Romans motion lost.

Mr. Klaver offered the following amendment which was adopted:

1. Amend section 1, line 10, by adding after "estate.", the following: *"It is the intention of the Legislature that all property leased or purchased from the owner shall receive a fair price."*.

Advanced to E and R for review with 33 ayes, 4 nays, and 6 not voting.

Visitor

Mr. Diers introduced Mr. Earl M. Towner of Seattle, Washington.

MESSAGE FROM THE GOVERNOR

April 18, 1961

Mr. President, Mr. Speaker and
Members of the Legislature

Gentlemen and Mrs. Orme:

I herewith respectfully submit the name of E. K. Yanney of Lodgepole, Nebraska, to serve as a member of the Board of Education of State Normal Schools for the unexpired term of Mrs. Haven Smith, resigned, which term expires January 1, 1963.

In addition, I respectfully submit the names of the following to serve as members of the Motor Vehicle Dealers' License Board:

Orville Parrish, Lincoln, for term expiring May 18, 1962
Henry Adams, Omaha, for term expiring May 18, 1963
Robert Kramer, Sr., Scottsbluff, for term expiring May 18, 1964

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Referred to the Committee on Committees.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 692. Placed on General File.

(Signed) John P. Munnelly, Chairman

Education

LEGISLATIVE BILL 473. Placed on General File.

(Signed) George Syas, Chairman

Government and Military Affairs

LEGISLATIVE BILL 548. Indefinitely postponed.

LEGISLATIVE BILL 371. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

UNANIMOUS CONSENT—LB 329

Mr. Bowen requested unanimous consent to have LB 329 returned to Select File for the following specific amendment:

1. Amend section 1 of the bill, line 7 by striking the new matter and reinstating the stricken matter.

Amendment pending.

There were no objections, and LB 329 was returned to Select File.

SELECT FILE

LEGISLATIVE BILL 329.

Mr. Bowen requested unanimous consent that his specific amendment found in this Day's Journal be adopted.

Request pending.

Laid over at the request of Mr. Bowen.

Adjournment

At 11:47 a.m., on a motion by Mr. Nelson, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 19, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Adams who was excused.

The Journal for the Seventy-second Day was approved.

Communications

Letter from Mr. George H. Brede, President of the Nebraska County Assessors' Association, stating the Association's opposition to LB 295. Referred to the Revenue Committee.

Letter from Mr. Charles Stepanek, Secretary of the Q Street Merchants Association of Omaha, regarding rebuilding programs in downtown districts of cities on a private enterprise basis and not by the use of local and Federal tax money. Referred to the Revenue Committee.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

LB 635	Wednesday, April 26, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on April 18, 1961, at 3:30 p.m.: LB 579

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 169. Placed on General File as amended.

Standing Committee amendment to LB 169:

1. Amend the bill, section 1, by reinstating the stricken word in line 5 and striking the new matter in lines 5 to 10, and in line 16 by inserting "*not to exceed one hundred ninety thousand dollars for the construction of a state Emergency Control Center by July 1, 1962, and*" after "including".

(Signed) Kenneth L. Bowen, Chairman

Enrollment and Review

LEGISLATIVE BILL 186. Placed on Select File as amended.

E and R amendments to LB 186:

1. In section 1, line 19, strike "*sections*" and insert "*section*".

2. In the Adamson General File Amendment, line 5, strike "*in*" and insert "*within*"; after "*highway*" in lines 6 and 10, insert "*outside the corporate limits of any city or village*"; in line 8, strike "*sections*" and insert "*section*"; in line 9, strike "*in*" and insert "*within*"; and in line 13, strike the period after "*dollars*".

3. In the title, line 5, insert "to provide an exception and the penalty therefor;" after the semicolon.

LEGISLATIVE BILL 339. Replaced on Select File as amended.

E and R amendment to LB 339:

1. In the title, strike lines 5 to 8 and amendments thereto and insert "fees charged for a certificate of title and a duplicate copy of a certificate of title; to change the disposition of the fee for a certificate of title;".

LEGISLATIVE BILL 428. Replaced on Select File as amended.

E and R amendments to LB 428:

1. Immediately after section 15, add a new section to be known as section 16, and to read as follows:

"Sec. 16. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In Enrollment and Review Amendment 10, adopted April 7, 1961, line 10, strike "and"; and in line 11, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 517. Correctly engrossed.

LEGISLATIVE BILL 333. Correctly engrossed.

LEGISLATIVE BILL 649. Correctly engrossed.

LEGISLATIVE BILL 479. Correctly engrossed.

LEGISLATIVE BILL 129. Correctly engrossed.

LEGISLATIVE BILL 155. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 155 LR 20

Guest

Mr. Vosoba escorted to the rostrum Dr. Chauncey Starr, President of Atomics International and Vice President of North American Aircraft Company who designed and built the reactor for the Hallam atomic energy plant.

Mr. Starr addressed the Legislature.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 132. With emergency.

A BILL FOR AN ACT to amend sections 9-114 and 9-116, Revised Statutes Supplement, 1959, and section 9-117, Revised Statutes Supplement, 1959, as amended by section 3, Legislative Bill 5, Seventy-second Session, Nebraska State Legislature, 1961, relating to bingo; to provide that the prize shall be at least fifty per cent of the net proceeds, after tax, at each game of bingo; to prescribe a form; to provide for the conducting of bingo elsewhere than as stated on the license; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 31:

Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Hasebroock
Kjar
Klaver
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Wylie

Voting in the negative, 11:

Adamson
Bridenbaugh
Forrester
Gerhart
Jensen
Knight
Nelson
Romans
Thompson
Waldo
Webb

Not voting, 1:

Adams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Knight introduced Mmes Spencer and Jackson, Teachers, and twenty-five pupils of Whitehall School, Lincoln.

Mr. Erlewine introduced his son, Mr. Larry D. Erlewine, of Ogallala.

Mr. Rasmussen introduced Mrs. Herman Appleby, Teacher, and eighteen pupils of Washington School, Washington County.

Mr. McCosh introduced Mr. and Mrs. John Humble of Lincoln.

LEGISLATIVE BILL 290. With emergency.

A BILL FOR AN ACT to amend section 39-719, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to permit temporary movement of alfalfa harvesting machines that exceed eight feet in width on highways during daylight hours and hours of darkness when prescribed safety precautions are taken; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 654. With emergency.

A BILL FOR AN ACT to amend section 81-812, Reissue Revised Statutes of Nebraska, 1943, relating to Game, Forestation and Parks Commission; to extend the time for granting concessions in state parks and recreation grounds as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Reference Committee Report

LB	From Committee	To Committee
300	Public Works	Agriculture
622	Public Works	Labor and Public Welfare
635	Public Works	Public Health and Miscellaneous Subjects

(Signed) Dwight W. Burney
Chairman

SELECT FILE

LEGISLATIVE BILL 477. E and R amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 673. E and R amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 140. E and R amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 519. E and R amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 329. Laid over at the request of Mr. Bowen.

MOTION—Place LB 354 on General File

Mr. President: I move that LB 354 be placed on General File. (Signed) Michael P. Russillo

Mr. Kjar moved the previous question. The motion lost with 17 ayes, 19 nays, and 7 not voting.

Mr. Lautenschlager moved the previous question. The motion prevailed with 33 ayes, 3 nays, and 7 not voting.

Visitors

Mr. Moulton introduced Messrs. Charles Hoye, Frank Wolf, Ed Miller, Bill Alf, and Richard Proud.

Mr. Russillo requested a record vote.

Voting in the affirmative, 11:

Bowen
Claussen
Klaver
Knight
Moulton
Munnelly
Russillo
Skarda
Stromer
Syas
Vosoba

Voting in the negative, 31:

Adamson
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Stalder
Staubitz
Stryker
Thompson
Waldo
Webb
Wylie

Not voting, 1:

Adams

The Russillo motion to place LB 354 on General File lost.

Visitors

Mr. Vosoba introduced Mrs. Elizabeth Ahlechwede, Teacher, Mrs. Bouska and Mr. Ahlehwede, Parents, and eighteen students of the Eighth Grade, Wilber Public School.

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 300 Wednesday, April 26, 1961 2:00 p.m.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 413. Indefinitely postponed.

(Signed) Hans O. Jensen, Chairman

GENERAL FILE

LEGISLATIVE BILL 366.

Mr. Hasebroock moved that LB 366 be indefinitely postponed.

The motion prevailed with 39 ayes, 0 nays, and 4 not voting.

Visitors

Mr. Gerdes introduced Mr. Benton Marshall of Chadron.

Mr. Bowen introduced Mr. and Mrs. Dale Cotner of Red Cloud.

Mr. Craft introduced Mr. M. L. Sievers of North Platte.

Mr. Diers introduced Mrs. Mary Salchow, Teacher, and twenty-four students of the Seventh and Eighth Grades, Benedict Consolidated School.

Mr. Vosoba introduced Mr. Galen Crowder, Teacher, and eighteen students of the Eighth Grade, Crete Junior High School, and Mmes Sieck, Henning, and Oxenreider, mothers.

Mr. Stalder introduced Mrs. Virginia Wright, Teacher, and six students of School District 38, Johnson County, and Mmes Rolland Aden and Henry Heuptmeier.

LEGISLATIVE BILL 195. Read and considered.

Mr. Bowen moved that Standing Committee amendment 1, found in the Legislative Journal for the Fiftieth Day, be adopted.

Speaker Thompson Presiding

Mr. Romans moved that LB 195 be laid over on General File until Wednesday, May 17. The motion lost with 4 ayes, 35 nays, and 4 not voting.

Standing Committee amendment 1 was adopted with 24 ayes, 16 nays, and 3 not voting.

Mr. Russillo moved that LB 195 be held on General File until Wednesday, May 10. The motion lost.

Mr. Claussen offered the following amendment:

1. Amend section 1 of the bill by striking lines 3 to 27 and inserting the following:

"5-101. The State of Nebraska is hereby divided into ~~four~~ *three* districts of representatives to the Congress of the United States, each of which districts shall be entitled to elect one representative. The limits and designations of the ~~four~~ *three* districts shall be as hereinafter provided: The counties of Richardson, Nemaha, Johnson, Pawnee, Gage, Lancaster, *Saunders,* Saline, Jefferson, Thayer, Fillmore, ~~Clay, Nuckolls, Webster, Adams, Kearney, Franklin, Phelps, Harlan, Furnas, Gosper, Frontier, Red Willow, Hitchcock, Hayes, Chase and Dundy~~ *Seward, York, Polk, Butler, Dodge, Colfax, Platte, Madison, Stanton, Cuming, Burt, Thurston, Wayne, Pierce, Cedar, Knox, Dixon, and Dakota* shall constitute the first district. The counties of Douglas, Sarpy, Cass, Otoe and Washington shall constitute the second district. The counties of ~~Burt, Thurston, Dakota, Dixon, Cuming, Dodge, Saunders, Seward, Butler, Colfax, Stanton, Wayne, Cedar, Knox, Pierce, Madison, Platte, Polk, York,~~ Hamilton, *Clay, Nuckolls,* Merrick, Nance, Boone ~~and~~ Antelope ~~shall constitute the third district. The counties of~~, Boyd, Holt, Wheeler, Greeley, Howard, Hall, *Adams, Webster, Kearney, Franklin, Phelps, Harlan, Gosper, Furnas,* Buffalo, Sherman, Valley, Garfield, Keya Paha, Rock, Brown, Blaine, Loup, Custer, Dawson, Lincoln, *Frontier, Red Willow, Hayes, Hitchcock, Chase, Dundy,* Logan, Thomas, Cherry, Hooker, McPherson, Grant, Arthur, Keith, Perkins, Deuel, Garden, Sheridan, Dawes, Box Butte, Morrill, Cheyenne, Kimball, Banner, Scotts Bluff and Sioux shall constitute the ~~fourth~~ *third* district."

Mr. Jensen moved that LB 195 be held until Friday, April 21, and that maps of the proposed amendments, prepared by the members offering the amendments, be placed on the members' desks so that the members can understand the amendments. The motion lost.

Mr. Brandt offered the following amendment:

1. Amend the Claussen amendment by transferring Otoe County from the second district to the first district.

Mr. Staubitz moved the previous question. The motion prevailed with 30 ayes, 0 nays, and 13 not voting.

The Brandt amendment was adopted with 29 ayes, 6 nays, and 8 not voting.

President Burney Presiding

The Claussen amendment was adopted as amended with 22 ayes, 18 nays, and 3 not voting.

Standing Committee amendment 2 was adopted.

Advanced to E and R for review with 29 ayes, 11 nays, and 3 not voting.

Visitors

Mr. Hasebroock introduced Mrs. Lumir Barton, President of the H. D. Club, Mrs. Adolph English, President of the L. M. Club, and thirty-three members of the respective clubs, West Point.

MESSAGE FROM THE GOVERNOR

April 19, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on April 19, 1961, he approved LB 101, LB 434, LB 365, LB 341, LB 350, LB 559, LB 261, LB 319, LB 198, LB 579, and LB 128.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

UNANIMOUS CONSENT—LB 514

Mr. Adamson requested unanimous consent that LB 514 be considered the first order of business on Monday, April 24, on General File. No objections. So ordered.

UNANIMOUS CONSENT—LB 296

Mr. Rasmussen requested unanimous consent to have LB 296 considered the first order of business on General File on Tuesday, April 25, No objections. So ordered.

Member Excused

Mr. Stromer was excused until 3:30 p.m., today.

UNANIMOUS CONSENT—LB 590

Mr. Knight requested unanimous consent to hold LB 590 on General File until Monday, May 1, 1961. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 700	Monday, April 24, 1961	2:00 p.m.
LB 701	Monday, April 24, 1961	2:00 p.m.
LB 490	Tuesday, April 25, 1961	2:00 p.m.

STANDING COMMITTEE REPPORTS

Education

LEGISLATIVE BILL 472. Placed on General File as amended.

Standing Committee amendment to LB 472:

1. Amend line 11 by striking the new matter and reinstating the stricken matter and by striking "election" and inserting "*state general and primary* election, *and not less than fifteen days prior to all other elections except as otherwise provided by law.*".

LEGISLATIVE BILL 593. Placed on General File.

(Signed) George Syas, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 686. Placed on General File as amended.

Standing Committee amendment to LB 686:

1. Amend the title, line 5 by inserting after the word "for" the words "priority of".

(Signed) John P. Munnelly, Chairman

Adjournment

At 11:50 a.m., on a motion by Mr. Romans, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 20, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Adams who was excused, Mr. Bowen who was excused until 9:15 a.m., and Mr. Craft who was excused until 9:25 a.m.

Corrections for the Journal

Page 1089, line 21, show the word "and" as stricken.

The Journal for the Seventy-third Day was approved as corrected.

UNANIMOUS CONSENT—Withdraw LB 636

Mr. Syas requested unanimous consent to withdraw LB 636. Request pending. Laid over.

Communications

Note of appreciation from Reverend Martin Schroeder for the flowers sent to Mrs. Schroeder.

Letter from Representative Glenn Cunningham acknowledging receipt of LR 14.

Letter from Mr. T. C. Jensen, The Harold Warp Pioneer Village, Minden, regarding advertising along the Interstate.

Letter from Mr. E. E. Judd, Secretary, Vinton Commercial Club, Omaha, opposing LB 97 and LB 433.

Letter from Senator Roman L. Hruska acknowledging receipt of LR 14 and enclosing a copy of the Congressional Record.

Presented to the Governor

Presented to the Governor for approval on April 19, 1961, at 4:00 p.m.: LB 155

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 316. Placed on General File.

(Signed) Peter H. Claussen, Chairman

Enrollment and Review

LEGISLATIVE BILL 132. Correctly enrolled.

LEGISLATIVE BILL 290. Correctly enrolled.

LEGISLATIVE BILL 654. Correctly enrolled.

(Signed) William B. Brandt, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 96. By Michael P. Russillo, 9th District; Kenneth L. Bowen, 32nd District; J. W. Burbach, 14th District; Edwin T. McHugh, 3rd District

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide a four year term of office for members of the Legislature, with one half to be elected each two years and to provide for the transition; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1962, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 7, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 7. At the general election to be held in November, 1964, one half the members of the Legislature, or as nearly thereto as may be practicable, shall be elected for a term of four years, and the remainder for a term of two years, and thereafter all members shall be elected for a term of four years, with the manner of such election to be determined by the Legislature. Each member shall be nominated and elected in a nonpartisan manner and without any indication on the ballot that he is affiliated with or endorsed by any political party or organization. Each member of the Legislature shall receive a salary of not to exceed two hundred dollars per month during the term of his office. In addition to his salary, each member shall receive an amount equal to his actual expenses in traveling by the most usual route once to and returning from each regular or special session of the Legislature. Members of the Legislature shall receive no pay nor perquisites other than said salary and expenses, and employees of the Legislature shall receive no compensation other than their salary or per diem."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to provide a four year term of office for members of the Legislature, with one half being elected each two years, and to provide for the transition.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adamson
Burbach
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 4:

Brandt
Bridenbaugh
Klaver
Nelson

Not voting, 4:

Adams
Bowen
Claussen
Craft

A constitutional three-fifths having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 326.

A BILL FOR AN ACT relating to public health and welfare; to provide for confidential information received by the State Board of Health, Nebraska State Medical Association, allied medical societies on in-hospital staff committees in the course of a medical study for the purpose of reducing morbidity or mortality; to provide that such information and material so furnished may be used only for the purpose of advancing medical research and medical education; to provide for general publication of a summary of said studies; to provide an exemption from legal liability for those furnishing such information and for those studying and publishing the results and summaries of such studies; and to provide that such material and information and any findings or conclusions of such authorized groups shall be privileged communications which may not be used or offered or received in evidence in any legal proceeding.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adams
Bowen
Craft
Erlewine

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 442.

A BILL FOR AN ACT relating to justices of the peace; to provide for destruction of files and papers pertaining to satisfied judgments, dormant judgments, and cases which have been dismissed; to provide for delivery of docket books, indexes and sheets over ten years old to the county clerk; and to provide exceptions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Adams
Craft

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 441. With emergency.

A BILL FOR AN ACT relating to corporations; to authorize foreign corporations or associations acquiring secured loans on real estate to institute legal action to foreclose the same; to provide the acquiring of such loans shall not be considered transacting or engaging in business in this state; to exempt foreign corporations or associations from filing charter or paying fees required to be paid by foreign corporations as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 132 LB 290 LB 654

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 694. Placed on General File.

LEGISLATIVE BILL 695. Placed on General File.

(Signed) Sam Klaver, Chairman

Visitors

Mr. Burbach introduced Mr. N. L. Tieman of Wausa.

Mr. Forrester introduced Mr. Miles Lee of Broken Bow.

Mr. Webb introduced Mr. Murl Mauser of Big Springs.

Mr. Stalder introduced Mrs. Clarence J. Gilliland, Teacher, Mmes Beckett, Harbour, Wheeler, McConnell and Bright, and Mr. Gilliland, Sponsors, and twenty-four students of the Seventh and Eighth Grades, Stella Public School.

SELECT FILE

LEGISLATIVE BILL 329. Laid over.

LEGISLATIVE BILL 186. E and R amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Mr. Vosoba moved to suspend the rules and that LB 186 be returned to General File in order to strike the Adamson Amendment found in the Legislative Journal for the Seventy-first Day.

The motion lost with 18 ayes, 20 nays, and 5 not voting.

Mr. Vosoba moved to indefinitely postpone LB 186.

The motion prevailed with 31 ayes, 3 nays, and 9 not voting.

LEGISLATIVE BILL 339. E and R amendment found in the Legislative Journal for the Seventy-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 428. E and R amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Advanced to E and R for re-engrossment.

Visitor

Mr. Fleming introduced Mrs. Wagner of Bridgeport.

UNANIMOUS CONSENT—LB 296

Mr. Rasmussen requested unanimous consent to have LB 296 held on General File until Monday, May 1. No objections. So ordered.

Member Excused

Mr. McHugh was excused at 9:55 a.m., for the remainder of the morning.

GENERAL FILE

LEGISLATIVE BILL 637. Considered.

Mr. Syas offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 3, by striking lines 7 to 11 and inserting "be transferred to the docket of the separate juvenile court.".

Mr. Syas offered the following amendment which was adopted:

1. Add the emergency clause and amend the title to conform.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitors

Mr. Gerhart introduced Messrs. A. E. Deering and L. C. Olson of Norfolk.

LEGISLATIVE BILL 608. Considered.

Mr. Claussen offered the following amendment:

1. Amend the bill, section 8, line 29, by striking "*fifty*" and inserting "*twenty*"; and line 40, by striking "*fifty*" and inserting "*ten*".

Amendment pending.

Laid over until Monday, April 24, at the request of Mr. Ruhnke.

UNANIMOUS CONSENT—LB 678

Mr. Kjar requested unanimous consent to have LB 678 placed at the head of General File for consideration at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 678. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Mr. Kjar offered the following amendments which were adopted:

1. Amend section 1 of the bill, line 1, by striking "freeholders" and inserting "taxpayers"; and line 4 by inserting "but not to exceed two townships" after "more".

2. Amend section 2 of the bill, lines 1 and 2, by striking "freeholders" and inserting "taxpayers"; and by inserting "When such proposed district includes any municipality, the petitions must be signed by a majority of the resident taxpayers within such municipality and by a majority of the resident taxpayers outside such municipality and within the boundaries of the proposed district.".

Speaker Thompson Presiding

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

Visitors

Mr. Brandt introduced Messrs. Christian Klein and Jack Kent and Mrs. Harold Johnson, Teachers, and fifty-six students from Auburn Junior High School, and twelve adult sponsors.

Mr. Marvel introduced Mrs. Earl D. McTee, Teacher, and thirteen pupils of Adams County School District 2, Hastings, and the following mothers: Mmes Melvin Plum, Lloyd Schroeder, Leo Lemonds, and Cuthbert Jones.

Mrs. Orme introduced sixteen members of the Senior Class of the Department of Home Economics, University of Nebraska.

Mr. Ruhnke introduced Miss Jeanette Jarchow, Teacher, and eleven pupils of the Daykin Public Schools, and Mmes John Kleine and Kenneth Burkhart.

UNANIMOUS CONSENT—LB 235

Mr. Klaver requested unanimous consent to have LB 235 set for consideration on General File immediately following LB 160, on Wednesday, April 26. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 498. Considered.

Mr. Rasmussen offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 27, by striking "*investigation*" and inserting "*certification by the applicant*".

Mr. Kjar moved to indefinitely postpone LB 498.

The motion lost with 14 ayes, 19 nays, and 10 not voting.

Mr. Staubitz offered the following amendment which was adopted:

1. Amend Section 1, lines 17 and 18, by striking "*, tenants, and members of their immediate families*" and inserting the words "*and tenants*".

Advanced to E and R for review with 26 ayes, 7 nays, and 10 not voting.

Visitors

Mr. Wylie introduced Mr. Don Konkle of Albion.

Mr. Marvel introduced Sister Mary Theresa, Father John McCabe, and ten students of St. Michaels School, Hastings, and Mrs. Gilbert Boouillette.

Mr. McCosh introduced Mr. and Mrs. Caslemare and family of Scottsbluff.

Mr. Brandt introduced Mr. Otto Wellensiek of Syracuse.

Mr. Erlewine introduced Mr. W. C. Conover of Grant.

Members Excused

Mr. Klaver was excused for Friday, April 21.

Mr. Vosoba was excused for Friday morning, April 21.

LEGISLATIVE BILL 221. Considered.

Mr. Jensen moved to indefinitely postpone LB 221.

The motion lost with 8 ayes, 26 nays, and 9 not voting.

Advanced to E and R for review with 30 ayes, 2 nays, and 11 not voting.

LEGISLATIVE BILL 323. Considered.

Mr. Burbach offered the following amendments which were adopted:

1. Amend the bill by adding a new section to read:

"That sections 60-524.01 and 60-524.02, Reissue Revised Statutes of Nebraska, 1943, are hereby repealed.".

2. Amend the title to conform.

President Burney Presiding

Mr. Romans offered the following amendments which were adopted with 18 ayes, 12 nays, and 13 not voting:

1. Amend section 1 of the bill, line 6 by reinstating the stricken matter, and line 7 by striking the new matter.

2. Amend the bill by adding a new section immediately after section 1 to be known as section 2 and to read as follows:

"Sec. 2. That section 39-764.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-764.01. It shall be the duty of any sheriff, constable, policeman, or any other peace officer in this state, other than members of the Nebraska Safety Patrol, who shall investigate any traffic accident in the performance of his official duties, in all instances of an accident in which estimated damage exceeds ~~fifty~~ *one hundred* dollars, to submit a report of such investigation to the Accident Record Bureau of the Department of Roads within ten days after each such accident. Such report shall be on forms to be prescribed and furnished by the Department of Roads.".

3. Amend the bill by renumbering original section 2 as section 3.

4. Amend renumbered section 3, line 6 by striking "fifty" and inserting "~~fifty~~ *one hundred*".

5. Amend the bill by adding a new section immediately after renumbered section 3 to be known as section 4 and to read as follows:

"Sec. 4. That section 60-505.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-505.01. When any city or village by ordinance requires reports of accidents to be filed with local police or police headquarters, such police or police headquarters shall within forty-eight hours after receiving such report, or making a report, send a copy of such report to the Department of Roads if the amount of damage to the property of any one person, including such operator, is to an apparent extent in excess of ~~fifty~~ *one hundred* dollars or it injuries to any person or the death of any person resulted from such accident. Additional reports may be required to be furnished as provided by section 39-764 and 60-505. Such report when filed with the Department of Roads shall be a compliance with the requirements of section 60-505.".

6. Amend the bill by renumbering original sections 3 to 7 as sections 5 to 9, respectively.

7. Amend renumbered section 6, line 8 by striking "fifty" and inserting "~~fifty~~ *one hundred*".

8. Amend renumbered section 9, line 7 by striking "60-505," and inserting "39-764.01, 60-505, 60-505.01,".

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitor

Mr. Thompson introduced Mr. Harold Sutton of McCook.

LEGISLATIVE BILL 502. Laid over until Monday, April 24, at the request of Mr. Thompson.

LEGISLATIVE BILL 310. Read and considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitors

Mr. Marvel introduced Mrs. Fricke and Mrs. Watson, Teachers, and twenty-two pupils of District 60, Hastings, and Mmes Caldwell, Ruth, Schmidt, Beiriger, and Johnson.

LEGISLATIVE BILL 440. Laid over until Wednesday, May 10, at the request of Mr. Stalder.

LEGISLATIVE BILL 646. Read and considered.

Laid over until Monday, April 24, at the request of Mr. Waldo.

LEGISLATIVE BILL 501. Read and considered.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

Visitors

Mr. Erlewine introduced Mr. Virgil Cook of Ogallala.

Mr. Kjar introduced Mr. Fred Dickson of Lexington.

Mr. Romans introduced Messrs. Edward Booth and S. L. Westcott of Erickson.

Members Excused

Messrs. Knight and Wylie were excused for Friday, April 21.

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Munnelly requested unanimous consent to withdraw the hearing date on LB 490 which has been set by the Banking, Commerce and Insurance Committee for Tuesday, April 25. No objections. So ordered.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 518. Placed on General File as amended.

Standing Committee amendments to LB 518:

1. Amend section 1 of the bill, line 3 by inserting "in counties having a population of two hundred thousand inhabitants or more" after "sheriff".

2. Amend section 3 of the bill by striking lines 4 to 20 and inserting the following:

"by the board of county commissioners for a period of two years from and after June 1, 1963, and on or before June 1, 1965 and June 1 of every fourth year thereafter, the board of county commissioners shall appoint a member for a four year term. One member shall be appointed by a committee composed of the county attorney, the county treasurer, and the county clerk. The member appointed by such committee shall be appointed for a three year term from and after June 1, 1963, and on or before June 1, 1966 and on or before June 1, of every fourth year thereafter, the committee shall appoint a member for a four year term. The members appointed by the board of county commissioners and such committee shall, on or before July 1, 1963, appoint a third member for a term expiring May 31, 1967, and thereafter and prior to June 1, 1967 and June 1 of every fourth year thereafter, the members appointed by the board of county commissioners and such committee shall appoint a member for a four year term. In the event a vacancy occurs in the commission from any reason other than expiration of the term, the appointment to fill the vacancy for the unexpired term shall be made by the officials who appointed the vacated member.".

3. Amend section 5 of the bill, line 20 by striking "of" after "and", line 23 by striking "its", and by striking lines 29 to 36 and inserting:

"(6) To classify deputy sheriffs and subdivide them into groups according to rank and grade which shall be based upon the duties and responsibilities of such positions, and which shall be so arranged as to permit the filling of the higher grades through promotion. The commission shall recommend to the board of county commissioners salaries which shall be uniform for each group of the classified service;".

4. Amend section 7, line 5 by inserting "by publication at least once in a legal newspaper in the county" after "examinations".

5. Amend section 11 of the bill by striking lines 1 to 3 and "thereto" in line 4 and inserting:

"Sec. 11. All deputy sheriffs in active employment on June 1, 1963, and who shall have been such for more than two years immediately prior thereto", and line 6 by striking "All appointive" and by striking lines 7 to 13 and inserting:

"All deputy sheriffs who shall have been so employed for more than six months and less than two years on June 1, 1963, shall be required to take qualifying examination and all such deputy sheriffs who shall have been so employed for less than six months on June 1, 1963, shall be required to take competitive examinations.".

6. Amend section 12 of the bill, lines 3 and 6 by striking "employees" and inserting "deputy sheriffs", line 4 by striking "or" and inserting "of", line 11 by striking "name, the highest" and inserting "names of the three highest" and by striking lines 13 to 15 and inserting "shall then appoint one of the three persons so qualified forthwith.".

7. Amend section 13 of the bill, line 2 by striking "or compensation by the" and inserting "and or grade by the", line 5 by striking "filled" and inserting "filed", line 7 by striking "to be" and inserting "so", line 7 by striking "employee" and inserting "person", by striking line 9 and inserting "the date of filing of such order. Any person if so removed, sus-", and line 10 by striking "or compensation" and inserting "and or grade".

8. Amend the bill by striking original section 14 and renumbering original sections 15 to 18 as sections 14 to 17, respectively.

9. Amend renumbered section 14, line 6 by striking "disloyalty to the" and striking line 7 and inserting "the overthrow of the government of the United States or this state by force or violence.".

10. Amend renumbered section 16 by striking lines 2 to 5 and inserting "ice under this act shall actively participate in any campaign conducted by any candidate for public office".

11. Amend renumbered section 16, lines 3 and 4 by inserting "group committee," after "association".

12. Amend the bill by striking original sections 19 and 20 and inserting the following:

"Sec. 18. If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

(Signed) Kenneth L. Bowen, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 623. Placed on General File.

LEGISLATIVE BILL 653. Placed on General File as amended.

Standing Committee amendments to LB 653:

1. Amend section 1 of the bill, line 8 by striking "or affiliate with" and insert "~~or~~, affiliate with, *or pay a fee either directly or indirectly to*" and lines 12 to 16 by striking the new matter.

2. Amend the title to conform.

(Signed) Jack Romans, Chairman

Enrollment and Review

LEGISLATIVE BILL 349. Placed on Select File as amended.

E and R amendments to LB 349:

1. In new section 1, lines 6 and 7, strike "director of motor vehicles until September 20, 1957, thereafter by the" and show the same as stricken.

2. In renumbered section 3, line 24, strike "had" and insert "has" as in the statutes; in line 36, strike "within five days" and insert "~~within five days~~ *forthwith*"; and reinstate the stricken period in line 41.

3. For correlation purposes, after the second comma in line 2 of renumbered section 3, insert "as amended by section 1, Legislative Bill 365, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 16, strike "in regard to"; in line 18, strike "during World War II" and insert "of the United States"; in line 19, strike "operator's" and insert "operators'"; in line 21, strike "World War II" and insert "the United States"; in line 23, strike "induction" and insert "entry"; in line 24, strike "and"; in line 25, after the

comma, insert "and (4) has applied for renewal of such license within thirty days after discharge from the armed forces or his return to this state, whichever is later,"; and in line 26, strike "World War II veteran" and insert "person".

4. In renumbered section 5, lines 4 to 6, strike ", who shall or shall not have possessed an operator's license prior to September 1, 1945," and show the same as stricken; and insert "or" at the end of line 97.

5. Reinstate the stricken period in line 14 of renumbered section 6.

6. For correlation purposes, after the second comma in line 2 of renumbered section 6, insert "as amended by section 5, Legislative Bill 40, Seventy-second Session, Nebraska State Legislature, 1961,"; and strike beginning with "The" in line 8 through line 14.

7. In renumbered section 8, lines 6 and 7, strike "on or before" and show the same as stricken.

8. For correlation purposes, in renumbered section 11, line 1, strike "60-404,"; in line 2, strike "60-408," and after the second comma in line 3, insert "section 60-404, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 365, Seventy-second Session, Nebraska State Legislature, 1961, and section 60-408, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 40, Seventy-second Session, Nebraska State Legislature, 1961,".

9. In the title, line 2, insert "39-7,129," after "sections"; and in line 5, insert "to eliminate provision for probationary licenses;" after the semicolon.

10. For correlation purposes, in the title, line 2, strike "60-404,"; in line 3, strike "60-408," and after the second comma in line 4, insert "section 60-404, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 365, Seventy-second Session, Nebraska State Legislature, 1961, and section 60-408, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 40, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 313. Placed on Select File as amended.

E and R amendments to LB 313:

1. In section 1, line 57, strike the comma as in the statutes.

2. In new section 5, line 3, insert a comma after "use" as in the statutes.

3. Amend the Vosoba General File Amendment 1, line 4, by inserting "after '*Highways*'" before the comma.

4. In the Lautenschlager General File Amendment, line 3, strike "*permitted*" and insert "*authorized*".

5. In the title, line 2, strike "section 39-1320" and insert "sections 39-1320 and 39-1335"; in lines 7 and 8, strike "to require such acquisition except as prescribed;"; and strike line 11, and insert "ulations; to provide penalties; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 343. Replaced on Select File as amended.

E and R amendments to LB 343:

1. Strike Enrollment and Review Amendment 3, adopted April 17, 1961.

2. In Standing Committee Amendment 11, line 4, insert "after '*district*'" before the comma.

3. In Standing Committee Amendment 12, line 2, strike "line 2" and insert "line 1"; and in lines 2 and 3, strike "line 3" and insert "line 2".

LEGISLATIVE BILL 153. Replaced on Select File as amended.

E and R amendment to LB 153:

1. In the title, line 9, strike "and".

LEGISLATIVE BILL 673. Correctly engrossed.

LEGISLATIVE BILL 519. Correctly engrossed.

LEGISLATIVE BILL 140. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Adjournment

At 11:55 a.m., on a motion by Mr. Russillo, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 21, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by The Very Reverend Msgr. Max Geo. DeWitt.

The roll was called and all members were present except Messrs. Klaver, Knight, Vosoba and Wylie who were excused, Mr. Adams who was excused until 9:15 a.m., and Messrs. Adamson and Hasebroock who were excused until 11:00 a.m.

The Journal for the Seventy-fourth Day was approved.

Communications

Letter to President Burney from Mr. George R. Richter, Jr., President of the National Conference of Commissioners on Uniform State Laws, inviting the Nebraska Legislature to send a representative or representatives to their Annual Meeting to be held at the Chase-Park Plaza Hotel in St. Louis, Missouri, beginning at 11:30 a.m., Monday, July 31, 1961. Referred to the Committee on Intergovernmental Cooperation.

Letter from Representative Ralph Beermann acknowledging receipt of LR 14.

Letter from Mr. Harold Warp regarding highway advertising of Pioneer Village, Minden.

Explanation of Vote

Mr. President: Had I been present on April 20 at the time of voting on LB 96, LB 326 and LB 442, I would have voted "Aye". (Signed) Cecil Craft

Presented to the Governor

Presented to the Governor for approval on April 20, 1961, at 3:30 p.m.: LB 654 LB 290 LB 132

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 611. Indefinitely postponed.

LEGISLATIVE BILL 175. Placed on General File as amended.

Standing Committee amendments to LB 175:

1. Amend section 1 of the bill, line 61 by striking "section" and inserting "*sections 48-648 and*", line 71 by inserting "fund" after "employment" as in statute, line 98 by inserting "*described in section 401(a) of the federal Internal Revenue Code which is*", and line 99 by striking "sections 401 and 501" and inserting "*section 501(a)*".

2. Amend section 2 of the bill, line 139 by striking "1600" and inserting "~~1600~~ *3301*", line 142 by inserting "*testing for public safety*" after "*scientific*", line 151 by inserting "*; Provided, that such organization is exempt from income tax under section 501(a) of the federal Internal Revenue Code; and provided further, that service performed in the employ of an organization operated for the primary purpose of carrying on a trade or business for profit shall not be exempt on the ground that all of its profits are payable to one or more organizations exempt under this subsection;*" after "office", and line 158 by inserting a new comma after "Code".

(Signed) Jack Romans, Chairman

Enrollment and Review

LEGISLATIVE BILL 195. Placed on Select File as amended.

E and R amendment to LB 195:

1. In section 1, as amended by the Claussen General File Amendment, line 4, strike "representatives" and insert "~~representatives~~ *Representatives*"; in line 6, strike "representative" and insert "~~representative~~ *Representative*"; insert "*Otoe,*" at the end of line 8; in line 16, show "Otoe" as stricken; and insert an underscored comma after "Boone" in line 21 and after "Bluff" in line 30.

LEGISLATIVE BILL 648. Replaced on Select File as amended.

E and R amendment to LB 648:

1. In section 1, line 12, strike "blind" and insert "*blind visually handicapped*".

LEGISLATIVE BILL 154. Replaced on Select File as amended.

E and R amendments to LB 154:

1. In section 1, line 6, insert "and" after the second semicolon.

2. Strike Enrollment and Review Amendment 4 adopted April 18, 1961.

3. In the McHugh General File Amendment, line 2, strike "5" and insert "7"; strike the period in line 4 and insert a period at the end of the line.

LEGISLATIVE BILL 464. Replaced on Select File as amended.

E and R amendment to LB 464:

1. In the title, line 8, insert "or" before "matriculating".

LEGISLATIVE BILL 281. Replaced on Select File as amended.

E and R amendment to LB 281:

1. In Enrollment and Review Amendment 4, adopted April 18, 1961, line 2, strike "1 and 2" and insert "2 and 3".

LEGISLATIVE BILL 477. Correctly engrossed.

LEGISLATIVE BILL 339. Correctly engrossed.

LEGISLATIVE BILL 428. Correctly re-engrossed.

LEGISLATIVE BILL 96. Correctly enrolled.

LEGISLATIVE BILL 326. Correctly enrolled.

LEGISLATIVE BILL 441. Correctly enrolled.

LEGISLATIVE BILL 442. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 96 LB 326 LB 441 LB 442

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 679. Placed on General File as amended.

Standing Committee amendments to LB 679:

1. Amend section 1, page 2, line 30 by inserting the word "*of*" immediately following the word "standard".

2. Amend section 2, page 3, line 26 by striking the comma and the new language and by striking the new language in lines 27, and 28 and by striking "Department of Insurance" in line 29.

3. Amend section 2, page 3 line 32 after the word "Table" insert the following: "*, or at the option of the company, the Annuity Mortality Table for 1949, Ultimate, or any modification of either of these tables approved by the Department of Insurance*".

LEGISLATIVE BILL 680. Placed on General File.

(Signed) John P. Munnelly, Chairman

UNANIMOUS CONSENT—Withdraw LB 636

Mr. Syas renewed his pending request, found in the Legislative Journal for the Seventy-fourth Day, to withdraw LB 636.

There were no objections, and LB 636 was withdrawn.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 356.

A BILL FOR AN ACT to amend section 23-357, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to reduce the time for destruction of files, records and miscellaneous papers of the county; to provide for the destruction of additional records; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Lautenschlager
Marvel

McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb

Voting in the negative, 0.

Not voting, 7:

Adams
Adamson
Hasebroock
Klaver
Knight
Vosoba
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 382. With emergency.

A BILL FOR AN ACT relating to the Nebraska School for the Blind; to authorize the sale, as prescribed, of described real property in Albion which has been given to the Nebraska School for the Blind; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb

Voting in the negative, 1:

Nelson

Not voting, 6:

Adamson
Hasebroock
Klaver
Knight
Vosoba
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 655. With emergency.

A BILL FOR AN ACT to amend sections 53-118, 53-151, 53-153, 53-154, 53-156, 53-157, 53-161, 53-162, 53-164, and 53-172, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to change the procedures for taxation of alcoholic liquors, as prescribed; to change labeling requirements; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb

Voting in the negative, 0.

Not voting, 6:

Adamson
Hasebroock
Klaver
Knight
Vosoba
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 437.

A BILL FOR AN ACT relating to colleges and universities; to authorize the Board of Regents of the University of Nebraska to sell certain land in Cass County as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers

Erlewine
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb

Voting in the negative, 1:

Nelson

Not voting, 6:

Adamson
Hasebroock
Klaver
Knight
Vosoba
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Burbach introduced Miss Elsie Wynia, Teacher, and five pupils of Logan Center District 20.

SELECT FILE

LEGISLATIVE BILL 329. Laid over temporarily.

LEGISLATIVE BILL 349. E and R amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 313. E and R amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 343. E and R amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 153. E and R amendment found in the Legislative Journal for the Seventy-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 329. The pending Bowen specific amendment found in the Legislative Journal for the Seventy-second Day was adopted by unanimous consent.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—LB 597

Mr. Stryker requested unanimous consent to have LB 597 placed at the head of General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 597. Read and considered.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. Claussen introduced Gladys Reichert, Mrs. Helen Swanson, Mrs. Irene Koch, Mrs. Zeta Jenkins, Mrs. Shirley Thautween, Mary Langemeier, Mrs. Ethel Malmberg, Mrs. Wayne Kersteen, and Mrs. Marjorie Olson, Teachers, and seventy pupils from Wayne County Rural Seventh and Eighth Grades, from Hoskins, Wayne, Winside, and Carroll; Mmes Martha Bohn, Carlson, Iverson, Leicy, Chambers, and Roberts and Mr. Paul Johnson, Teachers, and thirty-six pupils from Wayne County School Districts 54, 32, 28 N., 84, and 55.

Mr. Nelson introduced Mr. and Mrs. R. C. Patterson, Janet Brewster, and Pam Cobb of Stuart.

LEGISLATIVE BILL 344. Read and considered.

Mr. Staubitz offered the following amendment which was adopted with 15 ayes, 9 nays, and 19 not voting.

1. Amend Section 1, line 9, after the period, by adding: "This law shall not apply to cities operating under a city manager form of government.".

Mr. Peck moved to indefinitely postpone LB 344. The motion lost with 13 ayes, 15 nays, and 15 not voting.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend Section 1 by reinstating the stricken language, striking the new language, and in line 4, after the word "council" insert the words "by resolution".

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Visitors

Mr. Diers introduced Mrs. Christensen and Mr. Bachman, Teachers, and eight students of Thayer High School.

LEGISLATIVE BILL 675. Laid over until Friday, April 28, at the request of Mr. Thompson.

Speaker Thompson Presiding

LEGISLATIVE BILL 603. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-sixth Day was adopted.

Mr. Gerdes offered the following amendment which was adopted:

1. Amend the bill, section 1, line 44, by inserting "*employing more than one teacher*" after "*district*"; and line 50, by inserting "*The loss of state apportionment to any district employing only one teacher, because of the employment of a legally unqualified teacher shall be no greater than an amount which bears the same ratio to the district's total entitlement as the portion of the school year that an unqualified teacher was employed bears to the entire school year.*", after the period.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. Gerdes introduced Messrs. Jack Buttan, Gordon Heeley and Pat Heeley, Alliance.

LEGISLATIVE BILL 425. Read and considered.

Mrs. Orme offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 35 by inserting "*a certificate issued in this state and in force, and*" after the stricken matter.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 431. Read and considered.

Mr. Munnelly offered the following amendment which was adopted:

1. Amend Standing Committee Amendment by inserting in Section 1, line 45, after the word "Director" the words *"of Insurance"* and after the word "may" the words *"in his discretion";* amend the title to conform.

Standing Committee amendment found in the Legislative Journal for the Fifty-seventh Day was adopted as amended.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Mr. Moulton Presiding

LEGISLATIVE BILL 609. Read and considered.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

Guests

Speaker Thompson introduced Nikolai Branov, Professor of History, and nine students from Russia who are visiting under the student exchange program, and Nikolas Bevad, Interpreter, from New York.

Professor Branov addressed the Legislature.

President Burney Presiding

LEGISLATIVE BILL 523. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-eighth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

Visitors

Mr. Lautenschlager introduced Mr. and Mrs. Cleary of Grand Island.

Mr. Russillo introduced Rear Admiral A. W. McKechnie, Rear Admiral Leon Blair, retired, Captain Harry Greer, and Commander Phil Searles, of the United States Navy. Admiral McKechnie addressed the Legislature.

Mr. Hasebroock introduced Messrs. R. A. Cram and Jerry Palmer of Tekamah.

Mr. Stryker introduced Mrs. Ethel Cejka, Teacher and seventeen pupils from District 103, Weston.

UNANIMOUS CONSENT—Print Remarks

Mr. Brandt requested unanimous consent to have the following printed in the daily Journal. No objections. So ordered.

Mr. President & Members of the Legislature

I arise to the point of personal privilege to call to your attention a most important celebration for which all Nebraskans can be justly proud.

Arbor Day designated by Proclamation of the Honorable Frank B. Morrison, Governor of the great State of Nebraska, will be celebrated on Saturday, April 22nd by all Nebraskans young or old and wherever they may be.

This practical movement motivated by the preservation of the flora of not only this great state but of the United States as a whole, was initiated in 1872 by J. Sterling Morton, a beloved and respected citizen of Nebraska City, when he at a meeting of the State Board of Agriculture held in Lincoln on January 4, 1872, offered the following resolution:

"RESOLVED, that Wednesday the 10th day of April be and the same is hereby set apart and consecrated for tree planting in the state of Nebraska: and the State Board of Agriculture hereby name it "Arbor Day", and to urge upon the people of the state the vital importance of tree planting, hereby offer a special premium of $100.00 to the county agricultural society of the county in Nebraska which shall, upon that day, plant properly the largest number of trees and a farm library of $25.00 worth of books to that person who, on that day, shall plant properly in Nebraska, the greatest number of trees."

It is an interesting fact that at this meeting the late Chief Justice Oliver P. Mason, supported by J. H. Masters, both of Otoe County, offered an amendment which proposed to strike the word "Arbor" and insert the word "Sylvan". Mr. Morton prevailed in insisting that the word "Sylvan" would apply only to forest trees, while the word "Arbor" would include all trees, hedges and shrubbery. By the time debate closed it was unanimously determined to call the new born anniversary "Arbor Day".

This first "Arbor Day" saw 1,000,000 trees planted in Nebraska and since that time billions planted in these great United States, nearly all of which, through legislative enactment set aside some day of the year for treeplanting purposes.

The Legislature in 1885 made Arbor Day one of the legal holidays commemorating the birthday of Mr. Morton on the 22nd of April. In 1895 by Joint Resolution of the Legislature, Nebraska was designated "The Tree Planters State" and adopted the "Golden Rod" as its floral emblem.

There is today, at Nebraska City, a living commemoration to this great man and day, Arbor Lodge State Park, the site of the original home of J. Sterling Morton taken as an original homestead in 1855, just after Nebraska was created a territory and more than 10 years prior to the Civil War.

This park was given to the State of Nebraska by Joy Morton, the eldest son of this day's founder. It now contains a magnificent mansion of 52 rooms now used as a museum. The acres immediately surrounding the museum constitute a veritable botanist's paradise containing over 130 varieties of trees and shrubs, carefully marked and managed.

I am indebted to J. Hyde Sweet, editor of the Nebraska City News-Press who has supplied the information constituting the basis of my foregoing remarks. It is through the efforts of such men that we keep Nebraska history a predominate factor in Western Americana.

We in Nebraska can be justly proud that one of our citizens originated the only holiday known to man of universal appeal and worldwide acceptance.

In closing, it is only fitting that I repeat the words of Mr. Morton on Arbor Day 1894, who, then Secretary of Agriculture of the United States, at the closing of the tree planting exercises in Washington so aptly stated.

"So, every man, woman and child, who plants trees shall be able to say, on coming as I have come, toward the evening of life, in all sincerity and truth, if you seek my monument look around you."

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 264	Thursday, April 27, 1961	2:00 p.m.
LB 601	Thursday, April 27, 1961	2:00 p.m.

LB 251	Friday, April 28, 1961	2:00 p.m.
LB 571	Friday, April 28, 1961	2:00 p.m.
LB 544	Thursday, May 4, 1961	2:00 p.m.
LB 591	Thursday, May 4, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 624. Placed on General File.

LEGISLATIVE BILL 470. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

GENERAL FILE

LEGISLATIVE BILL 448. Reading waived. Considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend Standing Committee amendment 1, line 3, by adding: "section 1, in line 30".

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 436. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-eighth Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 638. Read and considered.

Mr. Adamson offered the following amendment which was adopted:

1. Amend Section 1, line 17, by reinstating the stricken words "and Claims".

Mr. Adamson offered the following amendment which was adopted:

1. Amend Standing Committee amendment 1, line 65, by adding the words *"and Claims"* after *"Appropriations"*.

Standing Committee amendment 1 found in the Legislative Journal for the Fifty-ninth Day was adopted as amended.

Standing Committee amendments 2, 3, 4 and 5 were adopted.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 21. Re: In Memory of Charles Smrha.

Introduced by Joe T. Vosoba, 23rd District, and Peter H. Claussen, 16th District.

Charles Smrha, a former member of the Nebraska State Legislature for the years 1923 and 1927, died in Lincoln, Nebraska, April 19, 1961. He was born in Styria, Austria, and lived in Nebraska for seventy-six years. He was a school teacher, county superintendent, and banker. He served as Director of the Department of Insurance, and was the state director of Home Owners Loan Corporation. He was active member of the Spanish American War Veterans and active member of many civic and fraternal organizations. He left him surviving two sons, two daughters, and a sister to mourn his death.

WHEREAS, it is the desire of this body to pay tribute to the memory of our beloved colleague.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That we pause for a moment in our deliberations and stand in humility and reverence in honor of our departed member, Charles Smrha, who served so loyally and ably as a member of the Nebraska State Legislature.

2. That the Clerk of the Legislature be directed to spread at large on the Legislative Journal this resolution, and that a copy of said resolution, properly authenticated and suitably engrossed, be sent by the Clerk to the bereaved family of our departed colleague, as an expression of our respect for the deceased, and our sympathy for the bereaved.

Mr. Syas moved to suspend the rules and adopt LR 21.

The motion prevailed and LR 21 was adopted with 33 ayes, 0 nays, and 10 not voting.

The members stood for a moment in silent tribute.

UNANIMOUS CONSENT—Exchange Hearing Rooms

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to exchange hearing rooms with the Government and Military Affairs Committee, today. No objections. So ordered.

Adjournment

At 12:10 p.m., on a motion by Mr. Nelson, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 24, 1961

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. McHugh who was excused.

The Journal for the Seventy-fifth Day was approved.

Communications

Letter from Mrs. N. P. Nelson, Bristow, regarding Congressional redistricting.

Letter from Mr. Carroll W. Whited, Secretary, Better Omaha Club, opposing LB 97 and LB 433.

Letter from Mr. John R. Cooper, Humboldt, expressing appreciation of the O. A. Cooper Company for the flowers sent to their formal plant opening at Cozad.

Presented to the Governor

Presented to the Governor for approval on April 21, 1961, at 4:00 p.m.: LB 442 LB 441 LB 96 LB 326

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 487. Placed on General File.

LEGISLATIVE BILL 488. Indefinitely postponed.

(Signed) Cecil Craft, Vice-chairman

Enrollment and Review

LEGISLATIVE BILL 655. Correctly enrolled.

LEGISLATIVE BILL 437. Correctly enrolled.

LEGISLATIVE BILL 382. Correctly enrolled.

LEGISLATIVE BILL 356. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Visitor

Mr. Waldo introduced Mr. Dennis Byars of Beatrice.

Member's Birthday

Speaker Thompson announced that yesterday was Mr. Knight's birthday, and the members sang Happy Birthday to him.

UNANIMOUS CONSENT—Permission to Speak

Mr. Jensen requested unanimous consent for permission to speak.

Mr. Russillo objected.

Mr. Jensen moved to suspend the rules to permit him to speak.

The motion lost with 26 ayes, 1 nay, and 16 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 517. With emergency.

A BILL FOR AN ACT relating to public health and welfare; to relieve from civil liability physicians, surgeons, and nurses who render emergency care at the scene of the emergency when such care or services are rendered gratuitously and in good faith or in failing to arrange for or provide further medical treatment or care for the injured person; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 1:

Vosoba

Not voting, 1:

McHugh

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 333.

A BILL FOR AN ACT to amend section 71-2017, Reissue Revised Statutes of Nebraska, 1943, relating to hospitals; to eliminate the provision that prescribed institutions shall not mean any hospital as defined in section 71-2002, Reissue Revised Statutes of Nebraska, 1943; to provide an exemption; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 649.

A BILL FOR AN ACT to amend section 43-604, Reissue Revised Statutes of Nebraska, 1943, relating to handicapped children; to redefine physically handicapped children; to provide when sections 43-604 to 43-611, Reissue Revised Statutes of Nebraska, 1943, may apply to visually handicapped, deaf, or other similar groups of children; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 479.

A BILL FOR AN ACT to amend section 23-131, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to eliminate the requirement that county warrants be sealed with the county seal; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 129. With emergency.

A BILL FOR AN ACT relating to villages; to provide for acquisition of off-street parking facilities; to provide the procedure therefor; to provide how the powers granted shall be exercised; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

McHugh

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 195. E and R amendment found in the Legislative Journal for the Seventy-fifth Day was adopted.

Mr. Stromer requested unanimous consent to lay LB 195 over temporarily.

Mr. Craft objected.

Mr. Gerdes requested unanimous consent for permission for the Clerk to read a communication and certificate addressed to the Governor of the State of Nebraska. No objections. So ordered.

The Clerk read the communication and certificate from Mr. Ralph R. Roberts, Clerk of the House of Representatives of the United States, stating that Nebraska shall be entitled in the 88th Congress and in each Congress thereafter until the taking effect of a reapportionment under said Act, as amended, or subsequent statute, to three Representatives in the House of Representatives of the Congress of the United States.

Mr. Stromer moved to lay LB 195 over temporarily.

Mrs. Orme moved to amend the Stromer motion to lay the bill over until Monday, May 8. The motion lost with 18 ayes, 21 nays, and 4 not voting.

The Stromer motion prevailed with 28 ayes, 11 nays, and 4 not voting.

Visitors

Mr. Russillo introduced Sisters Virian, Marie Pauline, Caitriona, and Camille and one hundred fifty-nine students of St. Cecilia Seventh Grade, Omaha.

Mr. Romans introduced Mr. A. J. Auble, Rev. Jacob Merrill, and Mr. Max Wall.

LEGISLATIVE BILL 648. E and R amendment found in the Legislative Journal for the Seventy-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 154. E and R amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 464. E and R amendment found in the Legislative Journal for the Seventy-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 281. E and R amendment found in the Legislative Journal for the Seventy-fifth Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 514. Read and considered.

Mr. Adamson offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 22 by inserting *"that is not contiguous to a district of a different class"* after "district", and line 24 by striking "fifty-five" and inserting "sixty-five"; and amend title to conform.

Speaker Thompson Presiding

Mr. Adamson moved that LB 514 be advanced to E and R for review.

Mr. Romans moved the previous question. The motion prevailed with 19 ayes, 15 nays, and 9 not voting.

The Adamson motion prevailed with 21 ayes, 16 nays, and 6 not voting, and LB 514 was advanced to E and R for review.

Visitors—Nebraska State Mother for 1961

Messrs. Marvel and Bridenbaugh and the Assistant Sergeant-at-Arms escorted to the rostrum, Governor Frank B. Morrison, Mrs. Garold C. J. Gray of Hastings, who has been chosen the Nebraska State Mother for 1961, and Mrs. Ralph Hill of Lincoln, Chairman of the Nebraska Mother Committee.

Mrs. Hill, who spoke of Mrs. Gray's qualifications for the honor bestowed upon her, presented Mrs. Gray to the Legislature.

Mrs. Gray expressed her appreciation for the honor of being chosen Nebraska State Mother of 1961.

Speaker Thompson expressed the pleasure of the Legislature for the appearance of the honored guests.

The guests were escorted from the Chamber.

Member Excused

Mr. Kjar was excused at 11:10 a.m., for the remainder of the morning.

Visitor

Mr. Webb introduced Mr. Don Lenker of Ogallala.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 21

President Burney Presiding

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 356 LB 655 LB 437 LB 382

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 618. Placed on General File.

(Signed) John P. Munnelly, Chairman

Agriculture

LEGISLATIVE BILL 450. Indefinitely postponed.

LEGISLATIVE BILL 485. Placed on General File.

(Signed) Hans O. Jensen, Chairman

Enrollment and Review

LEGISLATIVE BILL 197. Placed on Select File as amended.

E and R amendments to LB 197:

1. In Standing Committee Amendment 1, section 2, line 3, strike "Persons shall include" and insert "Person shall mean"; in line 7, insert "of the Department" after the second "Director"; in line 11, strike "and include"; in line 15, strike the first comma; strike the period in lines 4, 6, 8, 10, 12, and 20 and in each instance insert a semicolon; and strike the period in line 23, and insert "; and".

2. In Standing Committee Amendment 1, section 3, line 3, insert "of America" after "Farmers"; at the end of line 8, insert "where"; strike the period in lines 5 and 9, and in each instance insert a semicolon; and strike the period in line 15, and insert "; or".

3. In the Gerdes General File Amendment 3, strike lines 7 and 8 and insert "under the provisions of the federal Packers and Stockyards Act, 1921, and amendments thereto.".

4. In Standing Committee Amendment 1, section 4, lines 3 and 4, strike "Director of Agriculture and Inspection" and insert "director"; in line 14, strike "Each shall be" and insert "Members initially appointed shall serve"; strike lines 24 and 25 and insert "The board shall have power and duty to:"; and in line 38, strike "the".

5. In Standing Committee Amendment 1, section 5, line 2, strike "and until he has" and insert "he holds"; in line 6, strike "in the form as" and insert "on a form"; in line 16, strike the comma; in lines 18 and 19, strike "to charge"; insert "and" at the end of line 19; and in line 24, strike "; and" and insert a period.

6. In Standing Committee Amendment 1, section 6, lines 3 and 4, strike "city itself, or the nearest city, where" and insert "municipality in which or nearest to which"; in line 11, strike "notice" and insert "request"; in line 12, strike "of a request"; in line 19, strike "town" and insert "village"; and in line 21, insert "reasonable" after "give".

7. In Standing Committee Amendment 1, section 7, strike lines 1 to 8 and insert:

"Sec. 7. The hearing required by section 6 of this act shall be heard by the director and two or more other members of the board. If the board determines, after such hearing, that the proposed auction livestock market would beneficially serve the livestock economy, it shall issue a market license to the applicant. In"; and in lines 19 and 20, strike "set forth in the application," and insert "described".

8. In Standing Committee Amendment 1, section 8, strike lines 3 to 12 and insert "stock market contained in section 2 of this act licensed and operating as such as of the operative date of this act shall, upon application made within ninety days after the operative date of this act and payment of the annual license fee, be issued a market license without hearing and thereafter shall be fully subject to the provisions of this act.".

9. In Standing Committee Amendment 1, section 10, line 1, strike "is" and insert "shall be".

10. In Standing Committee Amendment 1, section 11, line 4, insert "federal" after "the"; and in line 4 insert a comma after "amended".

11. In Standing Committee Amendment 1, section 13, insert "or certified" at the end of line 9; in line 21, strike "that" and insert "who"; in line 24, insert "in" after "appearing"; in line 27, insert "has been" after "but"; strike lines 32 and 33 and insert "tion shall likewise be applicable to"; and remove paragraphing in lines 38, 40, 43, and 45 and at the same time removing capitalization from "has" in lines 40, 43, and 45.

12. In Standing Committee Amendment 1, section 14, strike "director" and insert "board" in lines 7, 18, 30, 37, 40, and 41; in line 13, strike "director's" and insert "board's"; and in lines 37 to 39, strike ", and there shall not be any additional evidence introduced or anything in the nature of a trial de novo".

13. In Standing Committee Amendment 1, section 15, line 3, strike "fined" and insert "punished by a fine of"; and in line 10, strike "is empowered to" and insert "may".

14. In Standing Committee Amendment 1, section 16, line 4, insert "which is" after "Fund"; and in line 4, strike "by this act".

15. In Standing Committee Amendment 1, section 17, lines 4 and 5, strike "a fund to be known as"; and in lines 10 and 11, strike "Director of the Department of Agriculture and Inspection" and insert "director".

16. In Standing Committee Amendment 1, section 18, strike lines 1 to 3 and insert "Sec. 18. A copy of any license and bond

provided for in this act and certified by the director may be procured upon payment of a fee of".

17. In Standing Committee Amendment 1, section 19, line 4, insert a comma after "operate"; and strike line 7 and insert "director".

18. In Standing Committee Amendment 1, section 20, strike "Di-" in line 1 and all of line 2 and insert "director,"; in line 4, strike "such"; and in line 4, insert "required by section 19 of this act" after "weighmasters".

19. In Standing Committee Amendment 1, section 22, line 3, strike "Director of the Depart-" and all of line 4 and insert "director".

20. In Standing Committee Amendment 1, section 23, strike lines 3 and 4, and insert "regulations of the director".

21. In Standing Committee Amendment 1, section 25, line 2, strike "such authorized veterinarian" and insert "the veterinarian required by section 24 of this act".

22. In Standing Committee Amendment 1, section 26, lines 6 and 7, strike "regulation of the director of the department" and insert "regulations"; in line 7, insert "by the director" after "prescribed"; and in line 15, strike "of the department".

23. Immediately after Standing Committee Amendment 1, section 26, insert four new sections to be known as sections 27 to 30 and to read as follows:

"Sec. 27. That section 54-152, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-152. No cattle shall be sold at any ~~livestock sales ring~~ *auction livestock market* within the brand area of the State of Nebraska until all such cattle are first inspected for brands by the Nebraska Brand Committee.

Sec. 28. That section 1, Legislative Bill 215, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

Section 1. The owner or operator of any ~~livestock sales ring~~ *auction livestock market* located in any county adjacent to the Nebraska brand inspection area, as defined in section 54-134, Reissue Revised Statutes of Nebraska, 1943, may voluntarily elect to provide brand inspection for all cattle brought to such ~~livestock sales ring~~ *auction livestock market* from within the brand inspection area upon compliance with the provisions of this act.

Sec. 29. That section 2, Legislative Bill 215, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

Sec. 2. The election provided for by section 1 of this act shall be made by filing with the Secretary of State, in form to be prescribed by the secretary, a written notice of such election and agreement to be bound by the provisions of section 3 of this act and by posting conspicuously on the premises a notice of the fact that brand inspection is provided at such ~~livestock sales ring~~ *auction livestock market.*

Sec. 30. That section 3, Legislative Bill 215, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

Sec. 3. Inspection provided for in this act shall be conducted in the manner established by sections 54-134 to 54-156, Reissue Revised Statutes of Nebraska, 1943. The owner or operator making such election shall guarantee to the Nebraska Brand Committee that inspection fees derived from such ~~livestock sales ring~~ *auction livestock market* shall be sufficient, in each six-months period, to pay the per diem and mileage of the inspectors required and that he will reimburse the committee for any deficit incurred in any such six-months period. Such guarantee shall be secured by a corporate surety bond, to be approved by the Secretary of State, in a penal sum to be established by the Nebraska Brand Committee.".

24. Renumber Standing Committee Amendment 1, sections 27 to 30 as sections 31 to 34 respectively.

25. In Standing Committee Amendment 1, renumbered section 33, after "That" in line 1, insert "original section 54-152, Reissue Revised Statutes of Nebraska, 1943, and sections 1, 2, and 3, Legislative Bill 215, Seventy-second Session, Nebraska State Legislature, 1961, and also"; and in line 2, strike "is" and insert "are".

26. In the title, as amended by Standing Committee Amendment 2, lines 2, 7, and 9, strike "public" and insert "auction"; in line 3, strike "a Public" and insert "an Auction"; in line 4, strike "a public" and insert "an auction"; at the end of line 12, insert "to provide how this act may be cited; to provide an operative date; to amend section 54-152, Reissue Revised Statutes of Nebraska, 1943, and sections 1, 2, and 3, Legislative Bill 215, Seventy-second Session, Nebraska State Legislature, 1961;"; in line 13, strike "and"; and in line 13, insert "the original sections and also" after "repeal".

LEGISLATIVE BILL 637. Placed on Select File as amended.

E and R amendments to LB 637:

1. For correlation purposes, after the second comma in line 2 of section 1, insert "as amended by section 1, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961,"; in lines 3 and 6, strike "43-221" and insert "43-220 *and section*".

2. Amend Standing Committee Amendment 1 to read, "1. Amend the bill, section 2, by reinstating the stricken matter in line 10, and by inserting '*and concurrent jurisdiction under section*' at the end of line 10.".

3. In Standing Committee Amendment 2, line 2, insert "and show the same as stricken" before the period.

4. For correlation purposes; amend section 3 to read:

"Sec. 3. That original section 43-230, Reissue Revised Statutes of Nebraska, 1943, and section 43-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.".

5. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

6. In the title, strike lines 2 to 5, and insert: "For An Act to amend section 43-230, Reissue Revised Statutes of Nebraska, 1943, and section 43-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961, relating to juvenile courts; to change an internal reference; to redefine a term; to provide for concurrent jurisdiction in prescribed cases; to provide for transfer of cases from district court to a separate juvenile court, as prescribed; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 678. Placed on Select File as amended.

E and R amendments to LB 678:

1. Amend the Kjar General File Amendment 2, line 7, by inserting "at the end of line 17" before the second period.

2. In section 7, line 2, strike "are hereby empowered to" and insert "may".

3. In section 13, line 4, strike "in which" and insert "containing"; and in lines 16 and 17, strike "and in the public interest" and insert "to promote public health, convenience, or welfare".

4. In the title, lines 8 and 9, strike "ratification" and insert "approval".

LEGISLATIVE BILL 498. Placed on Select File as amended.

E and R amendments to LB 498:

1. For correlation purposes, after the second comma in line 2 of both section 1 and section 2 and after the second comma in line 3 of the title, insert "as amended by section 1, Legislative Bill 26, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, line 7, insert "years of age" after "sixteen"; and in line 16, strike "tax" and insert "fee".

2. In the title, lines 5 and 6, strike ", tenants, and members of their immediate families" and insert "and tenants".

LEGISLATIVE BILL 221. Placed on Select File as amended.

E and R amendments to LB 221:

1. In section 4, line 16, strike "during any such appeal" and insert "while any such appeal is pending".

2. In the title, line 6, strike "and"; in line 7, insert "; to provide for appeals; and to validate official acts while an appeal is pending" after "removed".

LEGISLATIVE BILL 315. Replaced on Select File as amended.

E and R amendment to LB 315:

1. In section 2, line 10, strike "(" and insert a comma; in line 11, strike ")"; in line 70, strike "(A)" and insert "(1)"; in line 80, strike "(B)" and insert "(2)"; in line 82, strike "(C)" and insert "(3)"; in line 110, strike "(D)" and insert "(4)"; in lines 84 and 85, strike "Section 21 (A) of this Article" and insert "subsection (1) of this section"; in line 92 and lines 106 and 107, strike "Section 21 (A) of this amendment" and insert "subsection (1) of this section"; and in line 114, strike "Article 21 (A)" and insert "subsection (1) of this section".

LEGISLATIVE BILL 329. Replaced on Select File as amended.

E and R amendment to LB 329:

1. In the title, strike lines 4 and 5, and insert "vide for an increase in the fee for certified copies of sales contracts; and to re-".

LEGISLATIVE BILL 343. Correctly engrossed.

LEGISLATIVE BILL 153. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Revenue

LEGISLATIVE BILL 330. Placed on General File.

LEGISLATIVE BILL 331. Placed on General File.

(Signed) J. W. Burbach, Chairman

Visitors

Mr. Forrester introduced Messrs. Charles Mabitt, Lyle Lane, Melvin Moore, Kenneth Slingsby, Philip Wood, Larry Whitesel and Ray Stephens of Custer County.

Mr. Claussen introduced a group of approximately sixty residents of Wayne County.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Government and Military Affairs be permitted to introduce a bill, the purpose of which is to provide that salt stabilized base and armor coated materials may be used in cities of the first class in the improvement of streets and alleys in improvement districts.

The Committee voted to introduce the bill, five voting "aye", four members absent. (Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill granted with 32 ayes, 0 nays, and 11 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 702. By Committee on Government and Military Affairs, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend sections 16-621, 16-623, 16-624, 16-625, 16-626, 16-627, 16-629, 16-630, 16-631, 16-632, 16-635, 16-636, and 16-637, Reissue Revised Statutes of Nebraska, 1943, and section 16-622, Revised Statutes Supplement, 1959, relating to cities of the first class; to provide that salt stabilized base and armor coated materials may be used in improvement of streets and alleys in improvement districts; and to repeal the original sections.

SELECT FILE

LEGISLATIVE BILL 195.

Mr. Stromer moved that LB 195 be returned to General File for the following specific amendment:

1. Add Otoe, Nemaha and Johnson Counties to District 2 and strike same from District 1.

Amendment pending.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Sam Klaver

The motion lost.

The Stromer motion considered.

Mr. Jensen requested a Call of the House.

A Call of the House was ordered and showed 35 members present.

Mr. Peck moved that the Call be raised. The motion prevailed with 30 ayes, 4 nays, and 9 not voting.

The Stromer motion pending.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) J. O. Peck

The motion prevailed with 24 ayes, 10 nays, and 9 not voting, and at 12:02 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 25, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Munnelly who was excused until 10:30 a.m.

Corrections for the Journal

Page 1133, line 7, insert a comma after "application".

Page 1137, line 15, insert a comma after "6".

The Journal for the Seventy-sixth Day was approved as corrected.

Communication

Letter from Mrs. John Steenbarger, Publicity Chairman, Ladies Auxiliary to the Veterans of Foreign Wars, expressing appreciation for the opportunity for their National President, Mrs. F. Lee Millican, to address the Legislature.

Presented to the Governor

Presented to the Governor for approval on April 24, 1961, at 4:30 p.m.: LB 382 LB 437 LB 655 LB 356

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 359. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Government and Military Affairs

LEGISLATIVE BILL 466. Placed on General File as amended.

Standing Committee amendments to LB 466:

1. Amend the bill by striking sections 1 to 8 and inserting the following:

"Section 1. The Legislature declares:

(1) That programs for the systematic and centrally-correlated management of state and local records will promote efficiency and economy in the day-to-day record-keeping activities of state and local governments, and will facilitate and expedite governmental operations.

(2) That records containing information essential to the operations of government, and to the protection of the rights and interests of persons, must be safeguarded against the destructive effects of all forms of disaster and must be available as needed; wherefore it is necessary to adopt special provisions for the selection and preservation of essential state and local records, thereby insuring the protection and availability of such information.

Sec. 2. As used in this act, and unless the context otherwise requires:

(1) Agency shall mean any department, division, office, commission, court, board, or any other unit or body, however designated, of the state government or of the government of any local political subdivision as hereinafter defined.

(2) Agency head shall mean the chief or principal official in any such agency, by whatever title known; and when an agency consists of a single official, the agency and the agency head are one and the same.

(3) State agency shall mean an agency of the state government; and a local agency means an agency of a local political subdivision as hereinafter defined.

(4) State executive agency shall mean an agency of the executive branch of the state government. As such the term includes, inter alia, all administrative offices and bodies operating within the executive branch; and when any administrative office or body is charged with varied functions, some of which are essentially executive in character and others which are or tend to be of a legislative or judicial nature, the office or body will be considered a state executive agency, unless expressly declared by general law to be an instrumentality of the legislative or judicial branch.

(5) Local political subdivision shall mean any county, city, village, township, district, authority, or other public corporation or political entity, whether existing under charter or general law;

except that a district or other unit which by law is considered an integral part of the state government is not included in the term.

(6) Record shall mean any book, document, paper, photograph, microfilm, sound recording, or other material regardless of physical form or characteristics, made or received pursuant to law, charter, ordinance or other authority, in connection with the transaction of official business. Library and museum materials, made, acquired or preserved solely for reference or exhibition purposes, extra copies of documents preserved solely for convenience of reference, and stocks of publications and of processed documents, are not included within the definition of this term.

(7) State record shall mean a record which normally is maintained within the custody or control of a state agency; or any other record which is designated or treated as a state record according to general law.

(8) Local record shall mean a record of a local political subdivision or of any agency thereof; unless designated or treated as a state record under general law.

(9) Essential record shall mean a state or local record which is within one or the other of the following categories, and which shall be preserved pursuant to this act.

Category A. Records containing information necessary to the operations of government under all conditions, including a period of emergency created by a disaster.

Category B. Records not within Category A, but which contain information necessary to protect the rights and interests of persons, or to establish or affirm the powers and duties of state or local governments in the resumption of operations after a disaster.

(10) Preservation duplicate shall mean a copy of an essential record, which is used for the purpose of preserving the record pursuant to this act.

(11) Disaster shall mean any occurrence of fire, flood, storm, earthquake, explosion, epidemic, riot, sabotage, or other conditions of extreme peril resulting in substantial injury or damage to persons or property within this state; whether such occurrence is caused by an act of nature or of man, including an enemy of the United States.

Sec. 3. The Secretary of State is hereby designated the State Records Administrator, hereinafter called the administrator. The administrator shall establish and administer, within and for the executive branch of the state government, a records management program which will apply efficient and economical methods to the creation, untilization, maintenance, retention, preservation and disposal of state records; and a program for the selection and preservation of essential state records; and shall advise and assist in the establishment of similar programs in local political subdivisions in the state.

Sec. 4. A State Records Board, hereinafter called the board, is hereby established to advise and assist the administrator in the performance of the duties herein enjoined upon him, and to perform such other functions and duties as this act requires. In addition to the administrator, the board shall consist of the Governor, the Attorney General, the Auditor of Public Accounts, and the Director of the State Historical Society; or their personally-designated representatives. The Governor or his representative shall be chairman of the board, and the administrator its secretary. Upon call by the administrator, the board shall convene not later than thirty days after the effective date of this act, and shall adopt rules for the conduct of its business. Thereafter it shall convene periodically in accordance with its rules, or upon call by its chairman or by the administrator.

Sec. 5. Except as otherwise clearly required by the context, the duties herein enjoined upon the administrator and the board, or either of them, shall be construed as limited to the executive branch of the state government.

Sec. 6. (1) With due regard for the functions of the state agencies concerned, and with such guidance and assistance from the board as may be required, the administrator shall:

(a) Establish standards, procedures and techniques for the effective management of state records;

(b) Make continuing surveys of paper work operations, and recommend improvements in current records management practices; including but not limited to the economical use of space, equipment and supplies employed in creating, maintaining, storing and servicing state records;

(c) Establish standards for the preparation of schedules providing for the retention of state records of continuing value, and for the prompt and orderly disposal of state records no longer possessing sufficient administrative, legal or fiscal value to warrant their further retention; and

(d) Obtain from the state agencies concerned such reports and other data as are required for the proper administration of the records management program.

(2) Based on the inventories, schedules, reports and recommendations herein required on the part of the state executive

agencies concerned, the administrator also shall determine which if any records in the custody or under the control of any such agency are essential records; and, as to any record determined essential, shall determine its category as hereinbefore defined. Whenever the agency head shall disagree with any such determination, the matter will be referred to the board for hearing, and its decision thereon shall be final. The agency head may appear at any such hearing to present evidence in support of his position.

Sec. 7. In accordance with general law, and with such rules and regulations as shall be promulgated by the administrator and the board as hereinafter provided, such state executive agency head shall:

(1) Establish and maintain an active, continuing program for the efficient and economical management of the record-keeping activities of the agency;

(2) Make and maintain records containing adequate and proper documentation of the organization, functions, policies, decisions, procedures, and essential transactions of the agency, designed to furnish information to protect the legal and financial rights of the state, and of persons directly affected by the agency's activities;

(3) Make, and submit to the administrator, schedules proposing the length of time each state record series warrants retention for administrative, legal or fiscal purposes, after it has been made in or received by the agency; and lists of records in the custody or under the control of the agency which are not needed in the transaction of current business, and do not possess sufficient administrative, legal or fiscal value to warrant their further retention;

(4) Inventory the state records in the custody or under the control of the agency, and submit to the administrator a report thereon, containing such data as the administrator shall prescribe, and including his recommendations as to which if any such records should be determined to be essential records. He shall review his inventory and report periodically and, as necessary, shall revise his report so that it is current, accurate and complete; and

(5) Comply with the rules, regulations, standards and procedures issued and set up by the administrator and the board, and cooperate in the conduct of surveys made by the administrator pursuant to this act.

Sec. 8. (1) The administrator may make or cause to be made preservation duplicates of essential records, or may designate as preservation duplicates existing copies thereof. A preservation duplicate shall be durable, accurate, complete and clear; and if made by means of photography, microphotography, photocopying, film, microfilm, or similar processes, shall be prepared in conformity to standards prescribed and approved by the board.

(2) A preservation duplicate made by a photographic, photostatic, microfilm, microcard, miniature photographic or similar process, which accurately reproduces or forms a durable medium for so reproducing the original, shall have the same force and effect for all purposes as the original record, whether the original is in existence or not. A transcript, exemplification, or certified copy of such preservation duplicate shall for all purposes be deemed a transcript, exemplification of certified copy of the original record.

(3) No copy of an essential record shall be used as a preservation duplicate unless, under the general laws of the state, the copy has the same force and effect for all purposes as the original record.

Sec. 9. (1) The administrator shall prescribe the place and manner of safeguarding essential state records and preservation duplicates; and, with the approval of the board, may establish storage facilities therefor.

(2) When in the opinion of the administrator the legally designated or customary location of an essential state record is such that the latter may be destroyed or made unavailable in the event of a disaster, the adminstrator shall:

(a) Store a preservation duplicate at another location and permit the original record to remain at its legally designated or customary location;

(b) Store the original record at another location and deposit at the legally designated or customary location a preservation duplicate for use in lieu of the original record; or

(c) Store the original record at another location without providing for a preservation duplicate, upon a determination that it is impracticable to provide for a preservation duplicate and that the original record is not used with sufficient frequency to justify its retention at its legally designated or customary location. Such determination shall be made jointly by the administrator and the regularly designated custodian of such essential record; but, if they disagree, the final determination thereon shall be made by the board.

(3) The requirements of subsection (2) shall not prevent the administrator from removing an essential state record or preservation duplicate from the legally designated or customary location thereof if a disaster caused by an enemy of the United States has occurred or is imminent.

Sec. 10. (1) The administrator shall properly maintain essential state records and preservation duplicates stored by him.

(2) An essential state record or preservation duplicate stored by the administrator may be removed by the regularly designated custodian for temporary use when necessary for the proper conduct of his office, and shall be returned to the administrator immediately after such use.

(3) When an essential record is stored by him, the administrator, upon the request of the regularly designated custodian thereof, shall provide for its inspection or for the making or certification of copies thereof; and such copies, when certified by the administrator, shall have the same force and effect for all purposes as if certified by the regularly designated custodian.

Sec. 11. When an essential state record is required by law to be treated in a confidential manner, the administrator, in effectuating the purposes of this act, shall protect its confidential nature, as well as that of any preservation duplicate or other copy thereof.

Sec. 12. The administrator shall review periodically, and at least once each year, the program for the selection and preservation of essential state records, including the classification thereof and the provisions for preservation duplicates and for the safeguarding of essential state records and preservation duplicates; to insure that the purpose of this act are accomplished.

Sec. 13. All records made or received by or under the authority of, or coming into the custody, control or possession of public officials and agencies in any of the three branches of the state government, or of any local political subdivision, in the course of their public duties, are the property of the government concerned, and shall not be mutilated, destroyed, transferred, removed, damaged, or otherwise disposed of, in whole or in part, except as provided by law.

Sec. 14. Whenever any state executive agency desires to destroy state records in its custody or under its control, the agency head shall prepare and submit to the administrator, in such form as the latter may prescribe, a list of the records sought to be destroyed, and a request for approval of their destruction; which list and request shall be referred to the board for action at its next regular or special session. On consideration thereof, if the board shall determine that the records sought to be destroyed, or some of them, have no further administrative, legal or fiscal value and that their destruction is not contrary to general law, it may approve the destruction of said records or order such other disposition thereof as may be legal and proper; and the records as to which such determination has been made may thereupon be destroyed or otherwise disposed of in accordance with the order of the board; *Provided,* that, within its sound discretion, the board may establish clearly-defined categories of records as to which such requests for permission to destroy may be acted upon by the administrator himself, without prior reference to the board.

Sec. 15. If not otherwise prohibited by law, non-record materials, not included within the definition of records as contained in this act, may be destroyed at any time by the state agency in possession thereof, without the prior approval of the administrator or board. The administrator may formulate procedures and interpretation to guide in the disposal of non-record materials; but nothing therein shall be contrary to any provision of law relating to the transfer of materials of historical value to the State Historical Society.

Sec. 16. The administrator shall promulgate such rules and regulations as may be necessary or proper to effectuate the purposes of this act. Those portions thereof which relate to functions specifically delegated to the board shall be approved and concurred in by the board.

Sec. 17. Upon request therefrom, the administrator shall advise and assist in the establishment of programs for records management, and for the selection and preservation of essential records, in the legislative and judicial branches of the state government; and, as required by them, shall provide program services similar to those available to the executive branch, pursuant to the provisions of this act.

Sec. 18. The governing bodies of all local political subdivisions in this state, with the advice and assistance of the administrator, shall establish and maintain continuing programs to promote the principles of efficient records management for local records, and for the selection and preservation of essential local records; which programs, in so far as practicable, shall follow the patterns of the programs established for state records as provided herein. Each such governing body shall promulgate such rules and regulations as are necessary or proper to effectuate and implement the programs so established; but nothing therein shall be in violation of the provisions of general law relating to the destruction of local records.

Sec. 19. The administrator shall prepare a biennial report on the status of programs established by him as herein provided, and on the progress made during the preceding biennium in implementing and effectuating such programs. Copies of this report shall be furnished the Governor, the Speaker of the Legislature, and such other officials and agencies as the Governor or the board shall direct.

Sec. 20. This act shall be known and may be cited as the Records Management Act.

Sec. 21. That section 84-713, Revised Statutes Supplement, 1959, is repealed.".

2. Amend the title of the bill by striking lines 2 to 9 and inserting the following:

"FOR AN ACT relating to records; to provide for continuing programs for the efficient and economical management of state and local records, and for the selection and preservation of essential records; to define terms; to provide duties for public officials as prescribed; to provide for the designation of a State Records Administrator and a State Records Board, and to prescribe the functions and duties of each; to provide new means and procedures for authorizing the destruction of obsolete and unneeded state records; to provide how this act may be cited; and to repeal section 84-713, Revised Statutes Supplement, 1959.".

LEGISLATIVE BILL 476. Placed on General File as amended.

Standing Committee amendment to LB 476:

1. Amend the bill by striking sections 1 to 12 and inserting in lieu thereof the following:

"Section 1. As used in this act, unless the context otherwise requires:

(1) Governmental subdivision shall mean any city of the primary class and also any county in which a city of the primary class is the county seat thereof;

(2) Hospital shall mean any hospital organized pursuant to section 15-231, or any hospital or hospital facility established by a governmental subdivision in conjunction with or adjoining a hospital organized pursuant to section 15-231.

Sec. 2. A governmental subdivision shall have the power to levy a tax, known as a hospital sinking fund tax, upon all of the taxable property in its jurisdiction, except intangible property, which levy shall be in addition to all other authorized levies, for the use and benefit of the hospital, and the proceeds of such taxes when and as collected shall be set aside and deposited in the special account or accounts in which other revenues of the governmental subdivision are deposited. This levy shall be accumulated as a sinking fund by the governmental subdivision from fiscal year to fiscal year to provide funds for hospital improvements, maintenance and operation.

Sec. 3. All income, revenues, profits of the hospital and money derived from such levy, or from grants, loans, or contributions from the United States, the State of Nebraska, or any agency or instrumentality of either of them, shall be held by the treasurer of the governmental subdivision having jurisdiction over the hospital, and the treasurer shall not commingle such money with any other money under his control. Such money shall be deposited in a separate bank account or accounts and shall be withdrawn only by check or draft signed by said treasurer on requisition of the chairman of the hospital board or such other person as the hospital board may authorize. The chief auditing officer of the governmental subdivision and his legally authorized representatives are hereby authorized and empowered from time to time to examine the accounts and books of such hospital board including its receipts, disbursements, contracts, leases, sinking funds, investments, and any other matters relating to its financial standing.

Sec. 4. Insofar as the provisions of this act are inconsistent with the provisions of any other act or of any city charter, if any, the provisions of this act shall be controlling.

Sec. 5. A governmental subdivision shall have the power and authority to invest and reinvest all idle funds in the hospital sinking fund, included but not limited to current tax receipts for such period of time as such funds are not immediately needed, in evidences of indebtedness of the United States government and agencies thereof.

Sec. 6. This act may be cited as the Hospital Sinking Fund Act.".

(Signed) Kenneth L. Bowen, Chairman

Education

LEGISLATIVE BILL 668. Indefinitely postponed.

(Signed) George Syas, Chairman

Reference Committee Report

LB	Committee
702	Banking, Commerce and Insurance

(Signed) Dwight W. Burney
Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 673. With emergency.

A BILL FOR AN ACT to ratify the compact entered into by the States of South Dakota and Nebraska on January 18, 1961, relating to the Lower Niobrara River and Ponca Creek; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Kjar
Munnelly
Russillo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 519.

A BILL FOR AN ACT relating to cities of the first or second class and villages; to authorize creation of limited street improvement districts for the sole purpose of grading, curbing, and guttering of unpaved streets; and to provide procedures.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Kjar
Munnelly
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 140. With emergency.

A BILL FOR AN ACT relating to cities and villages; to authorize any municipality in the State of Nebraska to have and exercise police jurisdiction over airports, parks, waterworks, sewerage system, or any other municipal facility owned, controlled, or operated by such municipality, which is located beyond the corporate limits of such municipality and with the same force and effect as though the same were located within the corporate limits of such municipality; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Kjar Munnelly Russillo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

April 25, 1961

The Honorable Dwight W. Burney
Lieutenant Governor
State Capitol
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees will meet at 1:15 p.m. on Tuesday, May 2, in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison as follows:

E. K. Yanney, Lodgepole—Member, Board of Education of State Normal Schools, for unexpired term of Mrs. Haven Smith, resigned, which term expires January 1, 1963.

Orville Parrish, Lincoln—Member, Motor Vehicle Dealers' License Board, term expiring May 18, 1962.

Henry Adams, Omaha—Member, Motor Vehicle Dealers' License Board, term expiring May 18, 1963.

Robert Kramer, Sr., Scottsbluff—Member, Motor Vehicle Dealers' License Board term expiring May 18, 1964.

Respectfully,

(Signed) J. O. Peck
J. O. PECK, Chairman
Committee on Committees

JOP/jg

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 265. Placed on General File.

LEGISLATIVE BILL 262. Placed on General File.

(Signed) George Syas, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 640. Placed on General File as amended.

Standing Committee amendments to LB 640:

1. Amend section 1 of the bill, lines 3 and 4 by striking the new matter and reinstating the stricken matter, line 10 by inserting "*; and in cities operating under the city manager form of government, such appointment shall be made by the city manager instead of the mayor*" after "council", and line 22 by inserting "*; Provided, that cities of the first and second class and villages may prescribe the method of licensing all plumbers in their municipality by the provisions of an ordinance duly passed and approved by their governing body prescribing the method of such licensing of plumbers*" after "them".

2. Amend the bill by striking section 2 and inserting two new sections to be known as sections 2 and 3 and to read as follows:

"Sec. 2. That section 19-312, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-312. The city plumbing inspector shall inspect all plumbing work in process of construction, alteration or repair within his respective jurisdiction, and for which a permit either has or has not been granted, and shall report to said board all violations of any law or ordinance, or rule or regulation of the board, in connection with the plumbing work being done, and also shall perform such other appropriate duties as may be required of him by said board. If necessary, the mayor, by the consent of the council, shall employ one or more assistant inspectors, who shall be practical licensed plumbers, to assist in the performance of the duties of the inspector. *The jurisdiction of the city plumbing inspector shall extend to the area outside of the corporate limits of the cities mentioned in section 1 hereof, wherein the plumbing system of such cities has been extended.*

Sec. 3. That original sections 19-301 and 19-312, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

3. Amend the bill by renumbering original section 3 as section 4.

LEGISLATIVE BILL 452. Indefinitely postponed.

LEGISLATIVE BILL 527. Indefinitely postponed.

LEGISLATIVE BILL 610. Placed on General File as amended.

Standing Committee amendments to LB 610:

1. Amend section 7 of the bill, by inserting "*public*" before "*parks*" in line 5.

2. Amend the bill, by inserting after section 7 a new section to be known as section 8 and to read as follows:

"Sec. 8. Whenever a majority of the board of trustees shall deem it advisable to amend the articles of association of the district to include additional powers authorized by law, they shall first propose a resolution declaring the advisability of such amendment and setting out verbatim the proposed amendment to the articles of association, and also setting out the time and place when the board of trustees shall meet to consider the adoption of such amendment. Notice of the time and place when such proposed amendment shall be considered shall be given the same day each week for two consecutive weeks in a newspaper of general circulation published in the county where the district was organized, which publication shall contain the entire wording of the proposed amendment. The last publication shall be not less than five days nor more than two weeks prior to the time set for hearing on objections to the passage of such resolution, at which hearing the owners of property within the district may appear and make objections to the proposed amendment. If the owners representing a majority of the front footage of real estate within the district fail to sign and present to the board, on or prior to the hearing date, a written petition opposing the resolution, then a majority of the board of trustees, may pass the resolution and thereby adopt the proposed amendment, or amend and then pass the amended resolution, and thereby adopt the amendment as altered. The clerk of the district shall thereupon file a certificate with the County Clerk and with the Secretary of State certifying such amendment to the articles, and, upon such filing, the articles of association shall be deemed to have been duly amended and the district shall thereafter have all powers included within the articles association as amended. If, however, a petition opposing such amendment is signed by property owners representing a majority of the front footage of real estate within the district and is presented to the board on or prior to the hearing date, then the board of trustees shall not adopt the amendments to the articles of association unless and until they have submitted the issue to and received the approval of the district court which had formed the district in a proceeding wherein the objecting parties are named as parties defendant and are given the statutory time to plead or answer as in civil cases. At the hearing, the court may disapprove such amendments if the court finds that such amendments will not be conducive to the public health, convenience, or welfare. At the hearing, the court may approve the proposed amendments as originally submitted or may alter the same, if the court finds that such amendments will be conducive to the public health, convenience, or welfare. Proceedings before the court shall be conducted as in other civil cases, including the right of appeal.".

3. Amend the bill, by renumbering original sections 8 and 9 as sections 9 and 10 respectively.

LEGISLATIVE BILL 677. Placed on General File as amended.

Standing Committee amendment to LB 677:

1. Amend the bill, section 1, by striking lines 3 to 17 and inserting in lieu thereof:

"82-101. The Nebraska State Historical Society shall be a state institution ~~and shall have the management and control of the historical building now begun, and as it shall be erected, upon the ground donated by the City of Lincoln as a site for a historical building and park. The building~~ *Its headquarters building in Lincoln* shall be used by the society as a museum and library building for the preservation, care, and exhibition of documents, books, newspapers, weapons, tools, pictures, relics, scientific specimens, farm and factory products, and all other collections pertaining to the history of the world, particularly to that of Nebraska and the West. *It shall have the power to accept gifts, and to own, control and dispose of property, real and personal, with the consent of the Legislature. It shall, either alone or in cooperation with other agencies, operate historical sites and museums as agreed to with appropriate state agencies or as directed by the Governor and the Legislature.*"

(Signed) Sam Klaver, Chairman

Speaker Thompson Presiding

SELECT FILE

LEGISLATIVE BILL 195.

The pending Stromer motion, found in the Legislative Journal for the Seventy-fifth Day, to return LB 195 to General File, lost with 21 ayes, 17 nays, and 5 not voting.

Mr. Jensen moved that LB 195 be returned to General File for the following specific amendment:

1. Remove Nance, Merrick, Hamilton, and Clay Counties from the proposed third district and include them in the proposed first district.

Mr. Russillo moved to amend the Jensen motion to include in the Jensen specific amendment that Nemaha and Otoe Counties be removed from district one and included in district two.

Mr. Jensen requested a division of the question.

Mr. Russillo objected to a division of the question.

The Chair ruled that the question could be divided.

Mr. Russillo appealed from the decision of the Chair.

The appeal was sustained with 16 ayes, 23 nays, and 4 not voting.

President Burney Presiding

The Russillo amendment lost with 3 ayes, 30 nays, and 10 not voting.

The Jensen motion to return LB 195 to General File lost with 11 ayes, 27 nays, and 5 not voting.

Mrs. Orme moved that LB 195 be laid over until Wednesday, June 7, 1961. The motion lost with 15 ayes, 25 nays, and 3 not voting.

Advanced to E and R for engrossment with 26 ayes, 12 nays, and 5 not voting.

Visitors

Mr. Stromer introduced Professor Linus Burr Smith and sixteen senior students of the Professional Practice Class in the Department of Architecture at the University of Nebraska.

Mr. Forrester introduced Mr. Frank Connely of Broken Bow.

MESSAGE FROM THE GOVERNOR

April 25, 1961

The President, the Speaker,
and Members of the Legislature

Gentlemen and Mrs. Orme:

I submit to you legislation which I believe to be of major importance in developing and attracting more industry in Nebraska.

The bill submitted to you herewith, if enacted by your honorable body, would create the Nebraska Industrial Research Institute, prescribe its functions, and, with pending legislation, provide for its financing.

A recent survey of Nebraska's position and potential regarding industry points out that the image of our industrial climate must be improved. It is my opinion that this legislation would forcefully demonstrate to the nation's industry that Nebraska is improving its industrial climate at once.

An Industrial Research Institute was recommended to your body in the Research Report of the University of Nebraska to carry out applied, developmental, and commercial research activities. These are not proper functions of the University, but functions which need to be performed. The Institute will be the proper agency for these functions.

As proposed to you, the Industrial Research Institute will be a separate agency, a governmental corporation managed by a Board of Directors composed of business and industrial men, to insure practical and business-like operation of the Institute. Ex-officio members specified would give the Board the benefit of expert counsel and coordination with other affected agencies.

I propose to commence and operate the Institute without use of any tax moneys or special levies.

The bill provides for financial assistance to the Institute, particularly in its beginning, from the proceeds of LB 160, involving abandoned property.

Such funds would be provided the Institute on a loan basis, interest-free, and would be repaid to the State Treasury from the fees charged by the Institute for research projects.

In this way we would be investing such funds in Nebraska's future. I am convinced they will return rich rewards to the economy of our State.

In summary, the Nebraska Industrial Research Institute will fill a Nebraska need—it will bridge the gap between the new knowledge constantly being developed by basic research and the practical industrial utilization of such new knowledge.

I recommend this legislation to you and urge its passage.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 703. By Joe T. Vosoba of Legislative District 23, upon recommendation of the Governor.

A BILL FOR AN ACT relating to research; to define terms; to create the Nebraska Industrial Research Institute under the direction of the Nebraska Industrial Research Institute Board; to provide the composition of the board, the term of office, duties, and compensation of the members thereof; to provide that the board shall be a body corporate and politic; to provide for research and development projects as prescribed; to provide for powers of the institute; to provide for cooperation of state agencies; to create the Nebraska Industrial Research Institute Fund and provide the source thereof; to provide for borrowing from the Abandoned Property Trust Fund, as prescribed; and to provide for repayment of prescribed money credited to the fund.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Government and Military Affairs be permitted to introduce a bill, the purpose of which is to increase the salary of the State Engineer.

The Committee voted five for introduction of the bill, four absent and not voting. (Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill denied with 22 ayes, 11 nays, and 10 not voting.

Visitors

Mr. Claussen introduced Mrs. Bess Waring, County Superintendent, forty teachers, and one hundred twenty students of the rural seventh and eighth grades, Stanton County.

SELECT FILE

LEGISLATIVE BILL 197. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Mr. Ruhnke offered the following amendment which was adopted by unanimous consent:

1. Amend new section 24 of the bill, line 9, by inserting ", as well as the charges made by such veterinarian for other services performed at the auction livestock market," before "shall".

Mr. Waldo offered the following amendment which was adopted by unanimous consent:

1. Amend Standing Committee Amendment 1, section 4, line 3 by striking "five" and inserting "seven", by striking line 4 and inserting "culture and Inspection and the State Veteriarian shall be members of the board and the Director of Agriculture and Inspection shall be chairman of", line 5 by striking "four" and inserting "five", line 6 by striking "two" and inserting "three of the appointed", line 8 by striking "four" and inserting "five", line 10 by striking "four" and inserting "five", line 10 by inserting ", dairy producer" after "feeder", line 13 by striking "four" and inserting "five" in both places, line 14 by striking "and", and line 15 by inserting ", and five" after "four".

Laid over at the request of Mr. Thompson.

LEGISLATIVE BILL 637. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 678. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 498. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 221. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 315. E and R amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 329. E and R amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Gerhart introduced Messrs. Gene Truex, Ed Erbst, Ed Castens, Doyle Busskohl and Carl A. Busskohl of Norfolk.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 492. Placed on General File as amended.

Standing Committee amendments to LB 492:

1. Amend section 1 of the bill, line 14, by inserting "*or last physical inventory plus amount of purchases and sales from the close of the last fiscal year to January 1,*" after "date".

2. Attach the Emergency Clause.

LEGISLATIVE BILL 508. Indefinitely postponed.

LEGISLATIVE BILL 557. Placed on General File.

(Signed) J. W. Burbach, Chairman

GENERAL FILE

LEGISLATIVE BILL 608. Considered.

Mr. Claussen requested unanimous consent to change his pending amendment by changing "*twenty*" to "*twenty-five*". No objections. So ordered.

The pending Claussen amendment, found in the Legislative Journal for the Seventy-fourth Day, was adopted.

Mr. Knight offered the following amendment which was adopted:

1. Amend page 7, line 36, by striking the word "ten" and inserting the word "*thirty*" in lieu thereof, and adding after "cents" the following: "*excepting when the photostatic copying method is used the charge shall be at the rate of one dollar and fifty cents per page*".

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

UNANIMOUS CONSENT—Withdraw LB 147

Mr. Knight requested unanimous consent to withdraw LB 147. Request pending. Laid over.

UNANIMOUS CONSENT—Consider LB 543

Mr. Moulton requested unanimous consent to place LB 543 at the head of General File for consideration at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 543. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Ruhnke introduced Miss Ellis Hinz, Teacher, Mmes Julius Lentfer, Dale Heinricks and Edwin Schweer, Mothers, and thirty students of Bruning Public School.

Mr. McHugh introduced Mrs. Dorathea Wiles, Teacher, Mmes Maynard Bruns, Harold Staack, Glenn Kirchhoff, Harlan Kirchhoff, Lester Heebner and LeRoy Haveman, Mothers, and fifteen students of Pine School District 50, Cass County.

LEGISLATIVE BILL 502. Considered.

Mr. Vosoba offered the following amendment:

1. Amend the bill, section 1, lines 7 and 8 by striking the new matter and inserting "*, and of all conservation officers and deputy conservation officers to make prompt investigations of and arrests for any violations of the provisions of Chapter 81, article 8 respecting the Game, Forestation and Parks Commission,*"; line 25, by inserting "*, but such power to make arrests or to carry out the duties enumerated in section 39-7,124 shall be exercised only when requested by any other law-enforcement officer*" after "criminal".

Mr. Lautenschlager offered the following amendment which was adopted:

1. Amend the Vosoba amendment, line 8, after the word "*requested*" by adding "*in a specific emergency*".

The Vosoba amendment was adopted as amended.

Mr. Lautenschlager moved to indefinitely postpone LB 502.

The motion lost with 14 ayes, 23 nays, and 6 not voting.

Advanced to E and R for review with 26 ayes, 8 nays, and 9 not voting.

MESSAGE FROM THE GOVERNOR

April 25, 1961

The President, the Speaker,
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on April 25, 1961, he approved LB 132, LB 290, LB 654, LB 155, LB 96, LB 326, and LB 442.

Respectfully submitted,
(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 310. Placed on Select File.

LEGISLATIVE BILL 501. Placed on Select File.

LEGISLATIVE BILL 597. Placed on Select File.

LEGISLATIVE BILL 344. Placed on Select File as amended.

E and R amendments to LB 344:

1. In section 1, line 4, strike the semicolon and insert a comma as in the statutes.

2. Because of the provisions of Chapter 19, article 6, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, strike the Staubitz General File Amendment.

3. In the title, strike lines 5 to 7 and insert "shall be subject to the orders of the mayor and council by resolution; to repeal the original".

LEGISLATIVE BILL 603. Placed on Select File as amended.

E and R amendments to LB 603:

1. In section 1, line 47, strike "districts'" and insert "district's".

2. In the Brandt General File Amendment, line 5, insert an underscored comma after "*teacher*".

3. Amend Standing Committee Amendment 1, by striking lines 1 to 3 and inserting "Amend section 1 of the bill by inserting immediately before '*For*' in line 50 '*In no event shall the loss of the state*'".

LEGISLATIVE BILL 425. Placed on Select File as amended.

E and R amendments to LB 425:

1. In the Orme General File Amendment, line 2, insert "*teacher's*" after "*a*".

2. In section 1, line 72, strike "subsections" and insert "~~subsections~~ *subsection*".

3. For correlation purposes, after the second comma in line 2 of both sections 1 and 2, and after the second comma in line 3 of the title, insert "as amended by section 10, Legislative Bill 124,

Seventy-second Session, Nebraska State Legislature, 1961,"; in line 4 insert ", or a district superintendent in each county superintendent district established under the provisions of sections 1 to 8 of this act,"; in lines 16 and 29 insert "or districts" after "counties"; in lines 19, 21, 24, 33, and 63, insert "or district" after "county"; strike the new matter in lines 33 and 34; in line 41, insert "or districts" after "counties"; and in line 44 insert "or district" after "county".

LEGISLATIVE BILL 136. Replaced on Select File as amended.

E and R amendments to LB 136:

1. In Standing Committee Amendment 3, line 5, insert "the first" after "striking".

2. In Standing Committee Amendment 9, line 2, strike " 'vehicle' " and insert " 'vehicles' ".

3. In Standing Committee Amendment 11, lines 7 and 8, strike *"10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22"* and insert *"10 to 22"*.

4. In Enrollment and Review Amendment 13, line 6, insert a stricken semicolon before "or".

5. In Standing Committee Amendment 15, lines 2 and 3, strike "line 4 by striking '*(c)*' and inserting '*(3)*';".

6. In section 31, renumber subsection (3), added by Standing Committee Amendment 15, as subsection (4).

LEGISLATIVE BILL 648. Replaced on Select File as amended.

E and R amendment to LB 648:

1. In the title, line 10, as amended, insert "for" immediately before "whom".

LEGISLATIVE BILL 313. Correctly engrossed.

LEGISLATIVE BILL 154. Correctly engrossed.

LEGISLATIVE BILL 464. Correctly engrossed.

LEGISLATIVE BILL 281. Correctly engrossed.

LEGISLATIVE BILL 517. Correctly enrolled.

LEGISLATIVE BILL 333. Correctly enrolled.

LEGISLATIVE BILL 649. Correctly enrolled.

LEGISLATIVE BILL 479. Correctly enrolled.

LEGISLATIVE BILL 129. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Revenue

LEGISLATIVE BILL 220. Placed on General File as amended.

Standing Committee amendment to LB 220:

1. Amend section 1 of the bill by striking lines 1 to 19 and inserting the following:

"Section 1. Whenever any land or any part of any land which has, by any means, been acquired by the State of Nebraska and which is either farmed by the state for an income or leased to be farmed by the lessee for an income, the state shall make, or require as a condition of any lease that the lessee make to the school district in which such land is located in whole or in part, an annual payment in lieu of taxes out of income of land used for agricultural purposes equal to the school tax that would have been assessed against such land had it been subject to taxation in each such year; *Provided,* that this provision shall not apply to any state airports or state land where crops are raised for research, nor to school lands as defined in Chapter 72, Article 2, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto. The county board of any county in which such land is so operated or leased to be farmed for an income shall annually determine the number of acres so operated or leased and report its findings together with a statement of the payment in lieu of school taxes due therefrom to the proper state agency whose duty it shall be to make such payment or require that it be made by the lessee.".

(Signed) J. W. Burbach, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 517 LB 333 LB 649 LB 479 LB 129

GENERAL FILE

LEGISLATIVE BILL 646. Laid over until Thursday, April 27, at the request of Mr. Waldo.

LEGISLATIVE BILL 416. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-ninth Day was adopted.

Advanced to E and R for review with 24 ayes, 1 nay, and 18 not voting.

LEGISLATIVE BILL 503. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-ninth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

Visitors

Mr. Romans introduced Messrs. Duane Grossnicklaus, Ervin Mignery, Ray Pelster and Greeley D. Price of Bartlett.

LEGISLATIVE BILL 588. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for review with 35 ayes, 2 nays, and 6 not voting.

Member Excused

Mr. Bridenbaugh was excused until Monday, May 1.

UNANIMOUS CONSENT—LB 160

Mr. Bridenbaugh requested unanimous consent to have LB 160 laid over on General File until Tuesday, May 2. No objections. So ordered.

Visitors

Mr. Ruhnke introduced Mrs. Lee, Teacher, Mmes Mulch, Adamson and Zimmerman, Mothers, and twenty-nine students of the Fifth and Sixth Grades, Chester Public School.

UNANIMOUS CONSENT—Executive Session

Mr. Ruhnke requested unanimous consent for permission for the Public Works Committee to meet in executive session at 1:30 p.m., today. No objections. So ordered.

Adjournment

At 11:58 a.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 26, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Reverend Carroll H. Lemon, Secretary, Nebraska Council of Churches.

The roll was called and all members were present except Mr. Bridenbaugh who was excused, Mr. Munnelly who was excused until 9:15 a.m., and Mr. Stromer who was excused until 11:00 a.m.

Corrections for the Journal

Page 1143, line 5, delete "program" and insert "programs".

Page 1143, line 28, delete "Established" and insert "Establish".

Page 1146, line 31, insert "of" after "disposed".

Page 1147, line 24, delete the comma after "government" and insert a semicolon.

Page 1155, line 25, do not show the period as stricken.

The Journal for the Seventy-seventh Day was approved as corrected.

Communication

April 26, 1961

To: The Members of the Seventy-Second Nebraska Legislature
From: Nebraska Retirement Systems Advisory Committee
Subject: Report on Proposed Retirement Plans and Amendments to Existing Plans

Gentlemen and Mrs. Orme:

As provided by 50-417, R. S. Supp., 1959, the Nebraska Retirement Systems Advisory Committee herewith submits its report to the Legislature of the studies and cost estimates it has made of the bills introduced this session affecting public retirement systems. Also included is a statement as to the unfunded liabilities of the existing state retirement systems.

Copies of both reports will be distributed to each member of the Legislature, and copies will be on file in the office of the Clerk of the Legislature and the Legislative Council.

Sincerely yours,

(Signed) H. K. Diers
Senator H. K. Diers, Chairman
NEBRASKA RETIREMENT SYSTEMS
ADVISORY COMMITTEE

Presented to the Governor

Presented to the Governor for approval on April 25, 1961, at 4:00 p.m.: LB 517 LB 333 LB 649 LB 479 LB 129

(Signed) Martha Haines, Enrolling Clerk

Reference Committee Report

LB	Committee
703	Education

(Signed) Dwight W. Burney
Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 477. With emergency.

A BILL FOR AN ACT to amend section 59-1205, Reissue Revised Statutes of Nebraska, 1943, relating to monopolies and unfair business practices; to provide remedies for duly organized and existing trade associations when damages occur or there is a threatened loss or injury to a member or members thereof; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adams
Adamson
Bowen
Brandt
Burbach
Craft
Diers
Erlewine

Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stryker
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 2:

Nelson
Syas

Not voting, 5:

Bridenbaugh
Claussen
Munnelly
Stromer
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 339.

A BILL FOR AN ACT to amend section 60-115, Reissue Revised Statues of Nebraska, 1943, relating to motor vehicle certificates of title; to provide for an increase in the fees charged for a certificate of title and a duplicate copy of a certificate of title; to change the disposition of the fee for a certificate of title; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stryker
Syas
Thompson
Vosoba
Webb

Voting in the negative, 5:

Lautenschlager
Marvel
Nelson
Romans
Wylie

Not voting, 4:

Bridenbaugh
Forrester
Stromer
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 428. With emergency.

A BILL FOR AN ACT to amend sections 21-135, 21-138, 21-139, 21-151, 21-158, 21-167, 21-168, 21-170, 21-1,104, 21-1,113, and 21-1,133, Reissue Revised Statutes of Nebraska, 1943, sections 21-171 and 21-1,159, Revised Statutes Supplement, 1959, and section 21-183, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 13, Seventy-second Session, Nebraska State Legislature, 1961, relating to corporations; to provide for the issuance of capital stock without the right to vote; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bridenbaugh
Claussen
Nelson
Stromer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 22. Re: The Department of Roads to Adopt and Consistently Maintain a Policy of Appraisal to

Assure Adequate Compensation
to Property Owners.

Introduced by the Public Works Committee, Arnold Ruhnke, 22nd District, Chairman.

WHEREAS, the acquisition of right-of-way for the National System of Interstate and Defense Highways has resulted in a very marked increase of condemnations of real estate in Nebraska; and

WHEREAS, there have been numerous complaints about unrealistically low appraisals made by the Department of Roads for condemnation purposes; and

WHEREAS, it has often been necessary for the condemnee, at his own expense, to go to court in order to obtain adequate compensation for property taken from him by the state; and

WHEREAS, the Legislature, in the interests of fairness and justice to all, desires that complete, adequate, and realistic compensation to be made to the owner of any real or other property taken for public purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Department of Roads adopt and consistently maintain a policy of appraisal so as to assure complete, adequate, and reasonable compensation to the owner of any property taken for state purposes.

MOTIONS—Introduce Bills

Mr. President: I move that the Public Works Committee be allowed to introduce a bill, the purpose of which is for the formation of gas distribution districts, for the governing of same, election of members of the board of trustees and issuance of revenue bonds. (Signed) Arnold Ruhnke, Chairman

Permission to introduce the bill granted with 37 ayes, 1 nay, and 5 not voting.

Mr. President: I move that the Public Works Committee be allowed to introduce a bill, the purpose of which is to allow the State Highway Department to borrow from other agencies of the State to acquire property for future road • building purposes. (Signed) Arnold Ruhnke, Chairman

Permission to introduce the bill granted with 26 ayes, 4 nays, and 13 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 704. By Public Works Committee, Arnold Ruhnke, 22nd District, Chairman.

A BILL FOR AN ACT relating to gas distribution districts; to provide procedure for establishing such districts; to provide that such districts shall be governed by a board of trustees; to provide for the election, powers, duties and salary of members of the board of trustees; to provide for incurring bonded indebtedness and the issuance of revenue bonds not payable by taxes and the procedure to issue such bonds; to provide for a levy and collection of taxes; to provide for fixing of charges for gas and collection of the same; to provide for the power of eminent domain; to provide for payment of bonds; and to provide for audits.

LEGISLATIVE BILL 705. By Public Works Committee, Arnold Ruhnke, 22nd District, Chairman.

A BILL FOR AN ACT relating to highways; to provide authority to finance the advance acquisition of land to be used for state highway purposes; to authorize the State Engineer to enter into agreements to borrow from other agencies of the state to use trust funds to acquire property that the State Engineer deems will be necessary for the improvement of the state highway system; to amend section 79-1541, Reissue Revised Statutes of Nebraska, 1943, and sections 72-202 and 77-2302, Revised Statutes Supplement, 1959; and to repeal the original sections.

SUSPEND RULES—Refer Bills

Mr. President: I move that the rules be suspended and that LB 704 and LB 705 be referred to the Public Works Committee.

(Signed) Arnold Ruhnke

The motion prevailed with 30 ayes, 1 nay, and 12 not voting.

Members Excused

Mr. Waldo was excused at 10:00 a.m., for the remainder of the morning.

Mr. Jensen was excused for Thursday, April 27, and Friday, April 28.

Visitors

Mrs. Orme introduced Wayne Franklin Fisher of Malcolm, who addressed the Legislature on the subject of Citizenship. He had previously presented his composition at a Citizenship Banquet given by Gold and Company for outstanding students, their parents and teachers, on April 19.

Mr. Marvel introduced Messrs. Joseph C. Shade, Ray D. Salazar and Robert J. Wilson of the Central Office of the Veterans Administration in Washington, D.C., and Mr. T. M. Sorenson of Lincoln.

Mr. Diers introduced Mrs. Soucek and Mr. Ulrich, Teachers, and fifty-eight students of Seward Junior High School.

Mr. Adams introduced Sgt. William A. Dudley of the Omaha Police Department.

Mr. Diers introduced Mmes Burgess, Bond aand Whitman.

Mr. Brandt introduced Rev. Paul R. Morris of Unadilla.

NOTICE OF COMMITTEE HEARINGS

Education

LB 703	Tuesday, May 2, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 578. Placed on General File as amended.

Standing Committee amendments to LB 578:

1. Amend the bill, section 1, line 9, by inserting after the word *"retail"* the following: *"if the retail price of any such appliance exceeds fifty dollars"*.

2. Amend the bill by inserting, immediately after section 1, a new section to be known as section 2 and to read as follows:

"Sec. 2. *Section 1 of this act shall become operative January 1, 1963.*".

3. Amend the bill by renumbering original section 2 as section 3.

(Signed) Edwin T. McHugh, Vice-chairman

UNANIMOUS CONSENT—Withdraw LB 147

Mr. Knight renewed his pending request, found in the Legislative Journal for the Seventy-seventh Day, to withdraw LB 147.

There were no objections, and LB 147 was withdrawn.

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to meet in executive session at 1:15 p.m., today. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 197. Laid over temporarily.

LEGISLATIVE BILL 310. Advanced to E and R for engrossment.

LEGISLATIVE BILL 501. Advanced to E and R for engrossment.

LEGISLATIVE BILL 597. Advanced to E and R for engrossment.

LEGISLATIVE BILL 344. E and R amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 603. E and R amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 425. E and R amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 136. E and R amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 648. E and R amendment found in the Legislative Journal for the Seventy-seventh Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Gerhart introduced Mrs. Spomer, Mrs. Serik, and Mr. Zierke, Teachers, and thirty-seven pupils from Pierce Public School.

Mr. McHugh introduced the Reverend O. W. Matzke.

Mr. Knight introduced Dr. Carl Davidson, President of the Nebraska Council of Churches and Pastor of the First Methodist Church of Lincoln, and members of the Nebraska Council of Churches who are attending the Council's Legislative Seminar.

Mr. Stalder introduced Reverend John Stevens, Pastor of the Presbyterian Church, and Reverend Roy Outler, Pastor of the Christian Church, Humboldt.

GENERAL FILE

LEGISLATIVE BILL 235. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Mr. Vosoba Presiding

Mr. Gerdes offered the following amendments which were adopted:

1. Amend the bill by inserting immediately after section 14 a new section to be known as section 15 and to read as follows:

"Sec. 15. *The provisions of this act shall not be construed to interfere with, obstruct, or apply to the sale or purchase of medical products, compounds, vaccines or serums used in the prevention or cure of animal diseases and maintenance of animal health where such medical products, compounds, vaccines or serums are not sold or purchased under direct, specific, written prescription of a licensed veterinarian.*".

2. Amend the bill by renumbering original section 15 as section 16.

President Burney Presiding

Advanced to E and R for review with 23 ayes, 10 nays, and 10 not voting.

Visitors

Mr. Nelson announced that Mr. Everett Winings and his son and daughter of Atkinson had visited the Legislature.

Mr. Bowen introduced Mr. Ed Chard of Superior.

Mr. Skarda introduced Mmes Lavon Nisley and Shirley McCollister of Omaha.

Mr. Knight introduced Emma S. Thompson, Teacher, and eighteen pupils of the Raymond Public School, Grades 3, 4, and 5, and the following parents: Mr. and Mrs. Clarence Jacobsen, Mrs. Russell Pickel, Mrs. Clifford Russell, Mrs. Eugene Maxson, Mrs. Richard Jakoubek, and Mrs. LaVerne Ray.

Mr. Vosoba introduced Mrs. Donna Taborek, Teacher, and thirty-six pupils from Dorchester Public School, and eight parents; and Berniece Divoky, Teacher, and sixteen pupils of Rural 122 N, Dorchester, and twelve parents.

Mr. Adams introduced Messrs. Lawrence W. M. McVay and Goliath Murrail.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 704	Monday, May 1, 1961	2:00 p.m.
LB 705	Monday, May 1, 1961	2:00 p.m.

Banking, Commerce and Insurance

LB 484	Monday, May 1, 1961	2:00 p.m.
LB 490	Monday, May 1, 1961	2:00 p.m.
LB 580	Monday, May 1, 1961	2:00 p.m.
LB 643	Monday, May 1, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 480. Placed on General File.

LEGISLATIVE BILL 551. Indefinitely postponed.

LEGISLATIVE BILL 558. Indefinitely postponed.

LEGISLATIVE BILL 191. Indefinitely postponed.

(Signed) Arnold Ruhnke, Chairman

Education

LEGISLATIVE BILL 699. Placed on General File as amended.

Standing Committee amendments to LB 699:

1. Amend section 1 of the bill, line 37, by inserting "*or amended petitions*" after "petitions".

2. Amend the bill by adding a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

3. Amend title to conform.

LEGISLATIVE BILL 542. Placed on General File as amended.

Standing Committee amendments to LB 542:

1. Amend section 4 of the bill, line 5 by inserting "and a lane is available on the roadway for the through movement" before the semicolon.

2. Amend section 6 of the bill, lines 1 and 2 by striking ", except upon a one-way roadway,", line 2 by striking "side" and inserting "of the center line", and line 10 by striking "or railroad grade crossing" and inserting "except when such right half is obstructed or impassible".

3. Amend section 8 of the bill by inserting "39-746, 39-748," after "sections".

(Signed) George Syas, Chairman

Enrollment and Review

LEGISLATIVE BILL 323. Placed on Select File as amended.

E and R amendments to LB 323:

1. For correlation purposes, after the second comma in line 2 of section 1, insert "as amended by section 2, Legislative Bill 29, Seventy-second Session, Nebraska State Legislature, 1961,"; and in line 6, as amended by the Romans General File Amendment 1, strike "one hundred" and insert "~~fifty~~ *one hundred*".

2. In new section 4, line 11, strike "it" and insert "if" as in the statutes.

3. In renumbered section 5, line 11, strike *"will"* and insert *"shall"*.

4. In renumbered section 7, line 5, insert *"as"* after *"report"*; in line 7, insert *"from the named insurance company by the Department of Motor Vehicles"* after *"received"*; and in line 8, insert *", for purposes of Chapter 60, article 7,"* after *"presumed"*.

5. In the Romans General File Amendment 7, line 1, strike "6" and insert "8".

6. Strike the Burbach General File Amendment 1, and strike renumbered section 9, and amendments thereto and insert:

"Sec. 9. That original sections 39-764.01, 60-505, 60-505.01, and 60-507, Reissue Revised Statutes of Nebraska, 1943, and section 39-764, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 29, Seventy-second Session, Nebraska State Legislature, 1961, and also sections 60-524.01 and 60-524.02, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

7. In the title, strike lines 2 and 3, and insert "For An Act to amend sections 39-764.01, 60-505, 60-505.01, and 60-507, Reissue Revised Statutes of Nebraska, 1943, and section 39-764, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 29, Seventy-second Session, Nebraska State Legislature, 1961, relating"; in line 4, strike "motor vehicles" and insert "the Motor Vehicle Safety Responsibility Act"; in line 4, strike "reduce" and insert "increase"; strike from "to" in line 8 through the semicolon in line 10; and in line 21, strike "section 60-505.01" and insert "sections 60-524.01 and 60-524.02".

LEGISLATIVE BILL 431. Placed on Select File as amended.

E and R amendments to LB 431:

1. In section 1, as amended by Standing Committee Amendment 1, line 30, strike the second "of" as in the statutes; in line 34, insert a comma after "meeting" as in the statutes; strike the underscored period in line 38 as in the statutes; and in lines 50 and 53, insert *"of Insurance"* after *"Director"*.

2. In the Munnelly General File Amendment, line 4, insert an underscored comma before *"in"* and also after *"discretion"*.

3. In section 3, line 2, insert "full" after "in".

4. In the title, line 5, insert "giving of" after "the".

LEGISLATIVE BILL 609. Placed on Select File as amended.

E and R amendments to LB 609:

1. In section 1, line 1, insert a comma after "33-117"; and in line 26, strike "trip or" and insert "trip or *more*".

2. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. That original section 33-117, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

3. In the title, line 4, insert "and" after the second comma.

LEGISLATIVE BILL 523. Placed on Select File.

LEGISLATIVE BILL 448. Placed on Select File as amended.

E and R amendments to LB 448:

1. In section 1, strike lines 4 to 7, and insert "completed *in this state* ~~after September 20, 1957, and the owner of each irrigation well completed prior to September 20, 1957, which well is not registered with the Director of Water Resources prior to September 20, 1957,~~ shall register such well with"; in line 23, strike ", culinary," and insert ", *or* culinary *purposes, for*"; in line 24, insert "*for*" after the second "or"; and in line 38, strike "*a*" and insert "*the*".

2. In Standing Committee Amendment 1, line 5, strike "*well*".

3. For correlation purposes, after the second comma in line 2 of section 3, insert "as amended by section 4, Legislative Bill 32, Seventy-second Session, Nebraska State Legislature, 1961,"; and at the end of line 5, insert "and water".

4. For correlation purposes, in section 4, lines 1 and 2, strike ", 46-603, and 46-604" and insert "and 46-603"; and after the third comma in line 2, insert "and section 46-604, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 32, Seventy-second Session, Nebraska State Legislature, 1961,".

5. In the title, line 6, insert "to provide for replacement wells;" after the semicolon.

6. For correlation purposes, in the title, line 2, strike ", 46-603, and 46-604" and insert "and 46-603"; and in line 3, after the second comma, insert "and section 46-604, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 32, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 436. Placed on Select File as amended.

E and R amendment to LB 436:

1. In Standing Committee Amendment 1, line 3, strike the period; in line 5, strike "live" and insert "*currently valid*"; and in line 6, strike the first period.

LEGISLATIVE BILL 638. Placed on Select File as amended.

E and R amendments to LB 638:

1. In new section 1, line 43, insert "*, or by virtue of other circumstances*" after "law".

2. In renumbered section 2, line 17, strike the first comma, showing the same as stricken, and reinstate the second comma.

3. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, strike lines 2 to 5 and insert "For An Act to amend section 50-503, Reissue Revised Statutes of Nebraska, 1943, and section 84-120, Revised Statutes Supplement, 1959, relating to public officers; to change the manner of succession to the offices of Speaker of the Legislature and Governor; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 349. Correctly engrossed.

LEGISLATIVE BILL 221. Correctly engrossed.

LEGISLATIVE BILL 329. Correctly engrossed.

LEGISLATIVE BILL 673. Correctly enrolled.

LEGISLATIVE BILL 519. Correctly enrolled.

LEGISLATIVE BILL 140. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Explanation of Vote

Mr. President: Had I been present for Final Reading, I would have voted "Aye" on LB 477, LB 339, and LB 428. (Signed) Marvin E. Stromer

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 673 LB 519 LB 140

SELECT FILE

LEGISLATIVE BILL 197.

Mr. Jensen offered the following amendment which was adopted by unanimous consent:

1. Amend Standing Committee Amendment 1, section 3, line 8 by striking "who is discontinuing said business and" and inserting "where".

Advanced to E and R for engrossment.

Adjournment

At 12:04 p.m., on a motion by Mr. Nelson, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

SEVENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 27, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Bridenbaugh who was excused.

Corrections for the Journal

Page 1176, line 18, delete *"provision"* and insert *"provisions"*.

The Journal for the Seventy-eighth Day was approved as corrected.

MESSAGES FROM THE GOVERNOR

April 26, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your honorable body that on April 26, 1961, I approved L.B. 655.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

To the Members, Officers and Employees
of the Legislature:

You are cordially invited to attend the Liberty Bell Ringing Ceremony to be held on the first floor of the Capitol Building at 9:00

a.m. on May 1, 1961, to commemorate the 20th Anniversary of U. S. Savings Bonds.

(Signed) Frank B. Morrison

FRANK B. MORRISON
Governor

Invitation

Invitation from the Omaha Grain Dealers to members and their wives to an informal dinner at the Compass Room, Municipal Airport, Lincoln, on Wednesday evening, May 10.

Communication

Letter from Mr. Harris L. Wofford, Special Assistant to the President, acknowledging receipt of LR 17.

Presented to the Governor

Presented to the Governor for approval on April 26, 1961, at 3:30 p.m.: LB 519 LB 673 LB 140

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 419. Placed on General File as amended.

Standing Committee amendments to LB 419:

1. Amend section 1 of the bill, line 9, by striking "made under this act" and insert "in a single project".

2. Amend section 2 of the bill, lines 9 and 10, by striking "the entire project" and inserting "any single improvement"; and by striking line 12 and inserting "improvements in a single project."

3. Amend section 3 of the bill, line 1, by inserting "sixty per cent of" after "by" and striking the same words in line 2; and in line 10 by inserting "for any single improvement or fifty thousand dollars for any single project" after "dollars".

4. Amend section 4 of the bill, line 9, by inserting "for any single improvement or fifty thousand dollars for any single project"; and strike line 19 and insert "within the district. If a majority of the owners of all the".

(Signed) Kenneth L. Bowen, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 22.

LR 22 was adopted with 36 ayes, 0 nays, and 7 not voting.

Visitors

Mr. Waldo introduced Pamela P. Glass, Teacher, Mmes Raymond Spilker and John Lieneman, Parents, and nine students of Blue Ridge School, Gage County; and Mrs. Art Rehn, Teacher, and five students of District 21, Gage County.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Agriculture be permitted to introduce a bill, the purpose of which is to provide for the regulation of shell eggs. This bill is necessary because of the unconstitutionality, in view of the Grade A Milk Law decision, of the present act regulating the sale of shell eggs. The committee voted eight in favor of the introduction of this bill, one member not voting. (Signed) Hans O. Jensen, Chairman

Permission to introduce the bill granted with 36 ayes, 0 nays, and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 706. By Committee on Agriculture, Hans O. Jensen, 25th District, Chairman.

A BILL FOR AN ACT relating to eggs; to provide for the regulation of the sale of shell eggs; to provide for license and inspection fees; to make certain acts unlawful; to provide penalties; to provide for duties and powers of certain public officials and others as prescribed; to provide for disposition of fees; to provide for the Egg Law Enforcement Fund, and the disbursement thereof; and to repeal sections 81-275.01, 81-275.02, 81-275.03, 81-275.04, 81-275.05, 81-275.06, 81-275.07, 81-275.08, 81-275.09, 81-275.10, 81-275,11, 81-275.12, 81-275.13, and 81-275.14, Reissue Revised Statutes of Nebraska, 1943.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and LB 706 be referred to the Committee on Agriculture. (Signed) Hans O. Jensen

The motion prevailed with 40 ayes, 0 nays, and 3 not voting.

Visitors

Mr. Thompson introduced Messrs. Nye Johnson and Robert Pollen, Sponsors, and thirty-three students of McCook Junior College.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 702	Tuesday, May 2, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 690. Placed on General File.

LEGISLATIVE BILL 570. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 343. With emergency.

A BILL FOR AN ACT to amend sections 2-1503, 2-1504, 2-1505, 2-1507, 2-1552, 2-1553, 2-1558, 2-1560, 2-1562, and 2-1563, Revised Statutes Supplement, 1959, relating to soil and water conservation districts; to define terms; to include flood control among the purposes for which a district may be formed; to provide for additional members of the Nebraska soil and water conservation committee; to establish districts for election of members of the Nebraska soil and water conservation committee; to change procedures for election of members of the committee and filling of vacancies; to increase the compensation of members of the committee; to provide additional duties and powers for the committee; to provide additional procedures for the formation of a watershed conservancy district; to provide procedures for actions of joint boards of soil and water conservation districts; to provide for vacancies on the board of directors as prescribed; to change budgeting procedures; to require annual publication of a statement of financial operations as prescribed; to provide for the removal of land from districts as provided; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Bridenbaugh

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 153.

A BILL FOR AN ACT relating to counties; to authorize any county having a population of more than thirty thousand inhabitants to construct or repair sidewalks on any street of a plot of ground outside the corporate limits of a city or village which has been platted into lots and streets; to provide for payment of such improvements; to provide for special assessments; to provide for notice; to provide where such power shall not be exercised; to provide for contracts; and to provide for special assessments against abutting property and the manner of collection thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen

Romans Skarda Stromer Waldo
Ruhnke Stalder Syas Webb
Russillo Staubitz Vosoba Wylie

Voting in the negative, 0.

Not voting, 3:

Bridenbaugh Stryker Thompson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 323. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Laid over until Thursday, May 4, at the request of Mr. Gerhart.

LEGISLATIVE BILL 431. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Speaker Thompson Presiding

Advanced to E and R for engrossment.

LEGISLATIVE BILL 609. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 523. Advanced to E and R for engrossment.

LEGISLATIVE BILL 448. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 436. E and R amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 638. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 420. Placed on General File as amended.

Standing Committee amendments to LB 420:

1. Amend section 2 of the bill, line 2 by inserting *"Chief Justice or"* before "Judge" and line 4 by inserting *", member of the State Railway Commission, member of the State Board of Education"* after "general".

2. Amend section 6 of the bill, line 9 by inserting after the period the following:

"The judges shall fix the compensation of the commissioner to be taxed as part of the costs. The commissioner shall cause to be made a full and accurate bill of exceptions of all evidence and testimony adduced at said hearing and shall preside at said hearing as a judge in a court of equity. The commissioner shall rule upon the admissibility of testimony and shall preserve and maintain on the part of all participants at said hearing judicial decorum and demeanor, and shall have powers of a judge to cite or punish for contempt. The commissioner, at the conclusion of said hearing, shall make a written report and recommendations to the Supreme Court of Nebraska, which shall be considered by the said Supreme Court of Nebraska as findings of a trial judge in equity.".

3. Amend section 7 of the bill by striking line 7 and inserting *"the election, and a copy showing that the notice was served upon such person shall be filed with the Clerk of the Legislature"*.

4. Amend section 15 of the bill, line 9 by striking "may" and inserting *"shall"*.

5. Amend section 19 of the bill, line 10 by striking "counted" and inserting *"canvassed"*.

6. Amend section 30 of the bill, line 1 by striking "may" and inserting *"shall"*.

7. Amend the bill by adding two new sections immediately after section 31 to be known as sections 32 and 33 and to read as follows:

"Sec. 32. *The contestant shall file in the proper court or with the Clerk of the Legislature, as the case may be, within ten days after filing of the complaint a bond with security to be approved by the clerk of the court or Clerk of the Legislature, as the case may be, conditioned to pay all costs in case the election is confirmed.*

Sec. 33. *In any general election involving any of the offices set forth in section 2 of this act, after the official canvass by the board of state canvassers has shown the declared elected official to have received fifty-one per cent or less of the entire vote cast, any apparent loser at said election may (1) file a request for recount of all ballots cast at said election; or (2) file a request for a recount of ballots cast at said election in one or more of the counties of the state, which county or counties shall be designated by the apparent loser in his request if he does not desire a recount of all ballots cast in said election. In either case, said request shall be made to the Supreme Court of Nebraska under the procedure as provided by section 3 of this act. The person so requesting recount shall give bond in the amount as shall be fixed by the Supreme Court, Judge thereof, or commissioner appointed by the court, within three days after said amount has been so fixed. The bond shall be filed in the office of the Secretary of State of Nebraska with security to be approved by that officer, conditioned to pay all costs in the event the recount does not change the result of said election. The Supreme Court, Judge thereof, or commissioner to whom the court shall refer said request, shall proceed to retabulate and recount the ballots cast at said election in the manner as provided by sections 24 to 29 of this act. The commissioner shall thereafter proceed to make findings with respect to said recount, to be submitted to the Supreme Court of Nebraska, which court shall thereafter proceed with said matter as though the same were a contest under section 2 of this act.*".

8. Amend the bill by renumbering original section 32 as section 34.

(Signed) Sam Klaver, Chairman

Judiciary

LEGISLATIVE BILL 378. Placed on General File as amended.

Standing Committee amendments to LB 378:

1. In Section 1, line 3, strike "15-332" at the end of the line; line 7 and 8, strike ", and Section 15-603, Revised Statutes Supplement, 1959, are repealed".

2. Amend the title to conform.

LEGISLATIVE BILL 388. Placed on General File.

LEGISLATIVE BILL 393. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

Enrollment and Review

LEGISLATIVE BILL 514. Placed on Select File as amended.

E and R amendments to LB 514:

1. In section 3, line 18, insert *"contain"* after "(C)"; in line 40, insert *"and"* after the first comma; and in lines 49 and 50, and also 52, strike *"school districts of the Class I"* and insert *"Class I school districts"*.

2. In the Adamson General File Amendment, line 3, insert *"and"* after *"class"*.

LEGISLATIVE BILL 608. Placed on Select File as amended.

E and R amendments to LB 608:

1. For correlation purposes, after the second comma in line 2 of section 3, insert "as amended by section 2, Legislative Bill 4, Seventy-second Session, Nebraska State Legislature, 1961,"; and in line 8, strike "commercial".

2. In section 4, line 9, strike the second "of the" as in the statutes.

3. In section 7, line 10, strike "such" and insert "~~such~~ *any*".

4. In section 8, line 60, strike *"moneys are appropriated and"* and insert *"money when appropriated"*.

5. In the Knight General File Amendment, line 1, insert "section 8," after the first comma; and in line 2, insert "and show the same as stricken" before "and".

6. In the title, line 13, strike "its" and insert "their"; and in line 21, strike the semicolon and insert a comma.

7. For correlation purposes, in section 9, line 2, strike "and"; in line 3, strike "8-136," and after the second comma in line 4, insert "and section 8-136, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 4, Seventy-second Session, Nebraska State Legislature, 1961,".

8. For correlation purposes, in the title, line 3, strike "and"; in line 4, strike "8-136,"; and after the second comma in line 5,

insert "and section 8-136, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 4, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 543. Placed on Select File as amended.

E and R amendments to LB 543:

1. In section 2, line 1, strike "Section" and insert "Sec.".

2. In the title, strike lines 2 to 6, and insert "For An Act relating to labor; to provide that the provisions of sections 48-301 and 48-302, Reissue Revised Statutes of Nebraska, 1943, shall not be construed to apply to the employment of any child solely as a caddy on any golf course or place where golf is played; and to declare an emergency.".

LEGISLATIVE BILL 197. Replaced on Select File as amended.

E and R amendment to LB 197:

1. Because of the Waldo Unanimous Consent Amendment, strike the Enrollment and Review Amendment to Standing Committee Amendment 1, section 4, lines 3 and 4.

LEGISLATIVE BILL 195. Correctly engrossed.

LEGISLATIVE BILL 637. Correctly engrossed.

LEGISLATIVE BILL 678. Correctly engrossed.

LEGISLATIVE BILL 498. Correctly engrossed.

LEGISLATIVE BILL 315. Correctly engrossed.

LEGISLATIVE BILL 477. Correctly enrolled.

LEGISLATIVE BILL 339. Correctly enrolled.

LEGISLATIVE BILL 428. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 477 LB 339 LB 428

GENERAL FILE

LEGISLATIVE BILL 646. Laid over until Thursday, May 4, at the request of Mr. Russillo.

UNANIMOUS CONSENT—LB 694

Mr. Lautenschlager requested unanimous consent to have LB 694 considered immediately following LB 296 on General File on Monday, May 1. No objections. So ordered.

UNANIMOUS CONSENT—LB 699

Mr. Syas requested unanimous consent to have LB 699 considered immediately following LB 675 on General File on Friday, April 28. No objections. So ordered.

Visitors

Mr. Hasebroock introduced Norene Ebel, Teacher, and fifteen pupils of District 19, Beemer, and the following parents: Mmes Lester Wiegert, Fred Nellor, Vernon Cohee, William Haber, Henry Spenner, and G. G. Miller.

GENERAL FILE

LEGISLATIVE BILL 589. Read and considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitors

Mr. Stalder introduced Mrs. Viola Shuey, Teacher, Mmes Harold Fritz, Melvin Snyder, Kenneth Searcey and Scott Lovitt, Mothers, and thirty-one Junior High students of Lewiston Consolidated School.

Member Excused

Mr. Forrester was excused for Friday, April 28.

GENERAL FILE

LEGISLATIVE BILL 627. Read and considered.

President Burney Presiding

Standing Committee amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Mr. Moulton offered the following amendments which were adopted:

1. Add the emergency clause.

2. Amend the title to conform.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

UNANIMOUS CONSENT—LB 514

Mr. Forrester requested unanimous consent to lay over LB 514 on Select File until Monday, May 1. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 495. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Mr. Ruhnke offered the following amendments:

1. Amend the bill by inserting, immediately after section 1, a new section to be known as section 2 and to read as follows:

"Sec. 2. The section 77-2330, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2330. Whenever there shall have accumulated in the hands of the State Treasurer money of the state to an amount in excess of the sum of one ~~hundred thousand~~ *million* dollars, the treasurer shall , *if he shall deem such amount to be in excess of the amount necessary to be retained in the treasury for the purpose of meeting the current needs thereon,* in writing notify the Governor and Auditor of Public Accounts of that fact and thereupon, within three days after the service of such notice, the Governor, auditor and treasurer shall meet and determine whether such excess is necessary to be retained in the treasury for the purpose of meeting the current demands thereon. The record of the notification and the proceedings of such meeting, and of its findings shall be made and signed by each of such officers and preserved in the office of the auditor, who shall act as the secretary of such meeting.".

2. Amend the bill by renumbering original sections 2 and 3 as sections 3 and 4 respectively.

3. Amend renumbered section 3, line 1, by inserting "77-2330, Reissue Revised Statutes of Nebraska, 1943, and section" after "section"; and line 2 by striking "is" and inserting "are"

Amendments pending.

Laid over at the request of Mr. McHugh.

Visitors

Mr. Stalder introduced Mr. Virgil C. Blumhorst, Teacher, and seventeen High School students of Tecumseh City School.

LEGISLATIVE BILL 522. Laid over.

LEGISLATIVE BILL 424. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Mr. Lautenschlager offered the following amendment which was adopted:

1. Amend title to conform.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 651. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

Visitors

Mr. Waldo introduced Elsie Jensen, Teacher, and twenty-three students of Filley Consolidated School; and Mr. F. J. Wells, Superintendent, and fifteen students of Clatonia High School.

Mr. Brandt introduced Mrs. Lyle Bohl, Teacher, and Mmes Henry Hillers, Raymond Bantz and Albert Caspers, Mothers, and students of District 76, Nemaha County.

Mr. Kjar introduced Mrs. Stuckey, Teacher, and seventeen students of Loomis High School.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Revenue be permitted to introduce a bill relating to taxation; to provide specifically for the tax situs of certain personal property including cabin trailers, boats and boat trailers, aircraft and other personal property connected therewith; and also personal property held by executors, administrators, or trustees. (Signed) J. W. Burbach, Chairman

Permission to introduce the bill granted with 30 ayes, 0 nays, and 13 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 707. By Committee on Revenue, J. W. Burbach, 14th District, Chairman.

A BILL FOR AN ACT to amend section 77-1202, Reissue Revised Statutes of Nebraska, 1943, and section 77-1240, Revised Statutes Supplement, 1959, relating to taxation; to change the tax situs of prescribed personal property; and to repeal the original sections.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and that LB 707 be referred to the Revenue Committee. (Signed) J. W. Burbach

The motion prevailed with 32 ayes, 0 nays, and 11 not voting.

NOTICE OF COMMITTEE HEARINGS

Agriculture

LB 706	Wednesday, May 3, 1961	2:00 p.m.

Labor and Public Welfare

LB 383	(Reset) Wednesday, May 3, 1961	2:00 p.m.
LB 622	Wednesday, May 3, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 645. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

GENERAL FILE

LEGISLATIVE BILL 496. Laid over at the request of Mr. Knight.

LEGISLATIVE BILL 118. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Mrs. Orme offered the following amendment which was adopted with 18 ayes, 11 nays, and 14 not voting:

1. Amend the bill, section 1, by striking "six thousand" and inserting *"seven thousand"*.

Advanced to E and R for review with 26 ayes, 5 nays, and 12 not voting.

Visitors

Mr. Vosoba introduced Mrs. William Slezak, Sr., Teacher, and twelve pupils from District 71, Milligan Public School, and nine sponsors.

LEGISLATIVE BILL 661. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 274. Read and considered.

Mr. Knight offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 1 by striking lines 2 and 3, and inserting in lieu thereof, "ing *'forty-eight hundred'* and inserting *'forty-six hundred'*.".

Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted as amended.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Speaker Thompson introduced his nephew, Donald Thompson, of McCook.

Mr. Stryker introduced Mrs. Wilma Mares, Teacher, and nineteen pupils of District 119, Saunders County, and seven sponsors; and Mrs. Helen Cook, Teacher, and thirteen pupils of Bellevue School, Mound City, Missouri.

Mr. Adamson introduced Robert Coupland, a Seventh Grade student, of Valentine.

LEGISLATIVE BILL 600. Reading waived. Considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Waldo introduced Mr. Lloyd Lefferdink, Teacher, and sixteen pupils of District 135, Gage County.

LEGISLATIVE BILL 674. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 204. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 707	Friday, May 5, 1961	2:00 p.m.

MOTION—Return LB 195 to Select File

Mr. President: I move that LB 195 be returned to Select File for the following specific amendment. (Signed) Kenneth L. Bowen

1. Amend the Claussen Amendment 1, adopted April 19, 1961, line 6 by inserting after "representative" the following:

"; Provided, that if a vacancy occurs before January 1, 1963 in one of the districts that existed prior to the effective date of this act, such vacancy shall be filled by election as provided in section 32-1042 from such previously existing district in which the vacancy occurred".

Amendment pending.

Motion pending.

Adjournment

At 12:00 o'clock noon, on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 28, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by Evangelist F. O. McClellan of Greeley, Colorado.

The roll was called and all members were present except Messrs. Bridenbaugh, Forrester, and Klaver who were excused.

The Journal for the Seventy-ninth Day was approved.

Communications

Letters from Representatives Dave Martin and Glenn Cunningham acknowledging receipt of LR 20.

Resolutions of the Daughters of the American Revolution from Mrs. Leon E. Ponte of North Platte regarding the following: supporting the activities of the House Un-American Activities Committee; opposing Federal aid to education; supporting LR 13; commending the State Education Department for designing poster for teachers to help them to develop wholesome character in youth; urging the retention of the Connally Amendment; and commending the weekly broadcasts known as the Manion Forum.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 617	Tuesday, May 9, 1961	2:00 p.m.
LB 462	Tuesday, May 9, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 701. Placed on General File as amended.

Standing Committee amendment to LB 701:

1. Amend Section 1, Line 23, page 2, by inserting after the word "times" *"without regard to the five year limitation set out above"*; and line 28, by inserting after the period *"Any such agreements shall not be deemed to constitute a pension or a plan for retirement, disability, sickness, accident or death benefits."*.

(Signed) John P. Munnelly, Chairman

MOTION—Introduce Bill

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce a bill for the following purpose:

This bill has been requested by the City Attorney of Omaha and the Attorney for Metropolitan Utilities District for Omaha. The bill would allow M.U.D. to collect sewer use fees along with the billing of the water. This form of collection has been under study for the last couple of years and this is needed legislation to implement this procedure.

Under this procedure, the City of Omaha would save approximately $35,000.00 in the cost of collecting their sewer use fee.

The Banking, Commerce and Insurance Committee voted to ask permission to introduce this bill by a vote of 5 ayes and 4 not voting. (Signed) John P. Munnelly, Chairman

Permission to introduce the bill granted with 28 ayes, 0 nays, and 15 not voting.

BIILS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 708. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT to amend section 14-1041, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide that for the purpose of this act the collection of sewer use fees for metropolitan cities shall not be considered as a utility; and to repeal the original section.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and that LB 708 be referred to the Committee on Banking, Commerce and Insurance. (Signed) Edwin T. McHugh

The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Webb introduced Reverend John W. Smith of Lincoln.

Mr. Hasebroock introduced Mr. George F. McGuire of Wisner.

Mr. Rasmussen introduced Elsie Wilson and Frances Murdock, Teachers, and forty-six students of Herman City School.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 313. With emergency.

A BILL FOR AN ACT to amend sections 39-1320 and 39-1335, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to authorize the Department of Roads to acquire advertising rights along the National System of Interstate and Defense Highways as prescribed; to prescribe the purpose for such acquisition; to authorize agreements with the Secretary of Commerce of the United States as prescribed; to provide for rules and regulations; to provide penalties; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 32:

Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 7:

Diers
Erlewine
Lautenschlager
Marvel
Moulton
Romans
Ruhnke

Not voting, 4:

Adams
Bridenbaugh
Forrester
Klaver

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 154.

A BILL FOR AN ACT relating to counties; to provide that the county board may by resolution set up a street improvement district as prescribed for streets, alleys and other highways located outside the corporate limits of any city or village; to provide where such power shall not be exercised; to provide for notice; to provide for objections; and to provide procedures.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 4:

Adams
Marvel
Nelson
Thompson

Not voting, 3:

Bridenbaugh
Forrester
Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 464.

A BILL FOR AN ACT to amend section 85-502, Reissue Revised Statutes of Nebraska, 1943, relating to colleges and universities; to provide that a person who has attained a degree from the University of Nebraska while under a resident status, but after graduation loses his resident status, may for the purpose of taking graduate work or matriculating in one of the professional colleges reestablish a residence as prescribed; to require prescribed intention; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 2:

Bowen
Ruhnke

Not voting, 3:

Bridenbaugh
Forrester
Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 281. With emergency.

A BILL FOR AN ACT to amend section 32-239, Reissue Revised Statutes of Nebraska, 1943, section 32-235, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961, and section 32-241, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961, relating to elections; to provide that the election of a board of supervisors of registrations shall be permissive rather than mandatory in cities of prescribed population; to provide that the mayor and city council shall fix the compensation of members of such board and the city clerk for services in connection therewith; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight

Lautenschlager Nelson Russillo Syas
Marvel Orme Skarda Thompson
McCosh Peck Stalder Vosoba
McHugh Rasmussen Staubitz Waldo
Moulton Romans Stromer Webb
Munnelly Ruhnke Stryker Wylie

Voting in the negative, 0.

Not voting, 3:

Bridenbaugh Forrester Klaver

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. McHugh introduced Viola Miller, Teacher, and nineteen pupils of the Elmwood Seventh Grade.

Mr. Claussen introduced Pauline Lutt, Gloria Leseberg, Irene Hamilton, Lorraine Patton, Carol Keitjes, Rosalie Taylor, Norma Peterson and Sandra Henderson, Teachers, and forty pupils of Wayne County Rural schools.

Mr. Stromer introduced Mrs. Dwight Moore, Teacher, and nine pupils of the Gil Gray Circus School.

NOTICE OF COMMITTEE MEETING

Mr. McHugh announced that the Rules Committee will meet at 1:00 p.m., Monday, May 1, in the West Lounge.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 97	Thursday, May 11, 1961	2:00 p.m.
LB 433	Thursday, May 11, 1961	2:00 p.m.
LB 269	Thursday, May 11, 1961	2:00 p.m.
LB 647	Friday, May 12, 1961	2:00 p.m.

Presented to the Governor

Presented to the Governor for approval on April 27, 1961, at 4:30 p.m.: LB 339 LB 428 LB 477

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 502. Placed on Select File as amended.

E and R amendments to LB 502:

1. In Standing Committee Amendment 3, line 2, insert "and show the same as stricken" before the semicolon; and strike line 5 and insert *"Game, Forestation and Parks Commission'."*.

2. In the Vosoba General File Amendment, line 6, strike "25" and insert "24"; and strike the last line and insert "before the first comma".

3. For correlation purposes, after the second comma in line 2 of both sections 1 and 2 and also after the second comma in line 3 of the title, insert "as amended by section 1, Legislative Bill 27, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, strike the stricken matter in lines 3, 4, 19, and 20; in section 1, remove underscoring in lines 4, 19, and 20; in section 1, lines 39 and 40, strike *"conservation officers";* and in section 1, strike beginning with "All" in line 39 through "vacant" in line 45 and the period in line 47, showing the same as stricken; and in the title, line 3, strike "to change" and strike lines 4 to 8 and insert "to enlarge the authority of conservation and deputy conservation officers; and to repeal the original section.".

LEGISLATIVE BILL 416. Placed on Select File.

LEGISLATIVE BILL 503. Placed on Select File as amended.

E and R amendment to LB 503:

1. In section 1, line 9, insert *", but"* after *"services"*.

LEGISLATIVE BILL 588. Placed on Select File as amended.

E and R amendments to LB 588:

1. In section 1, line 8, reinstate the stricken "the"; and in line 23, strike "and" and insert "and".

2. In section 2, line 13, insert *"and"* after the comma.

3. In section 3, line 8, strike *"above mentioned"* and insert *"such"*.

4. In Standing Committee Amendment 2, strike lines 2 and 3, and insert "comma and insert in lieu thereof an underscored period.".

5. In Standing Committee Amendment 3, line 2, strike "or".

6. In section 4, line 19, insert *"of law"* after *"prerequisite";* and in line 20, strike *"as provided herein".*

7. In Standing Committee Amendment 5, line 2, strike "7 of this act".

8. In Standing Committee Amendment 6, line 2, strike "and show the same as stricken".

9. Add a new section to be known as section 9 and to read as follows:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

10. In the title, line 7, strike "its" and insert "their"; in line 13, strike the first "and"; and in line 15, insert "; and to declare an emergency" after "1943".

LEGISLATIVE BILL 235. Placed on Select File as amended.

E and R amendments to LB 235:

1. In section 1, line 13, strike the quotation marks and show the same as stricken; in line 14, strike the first two sets of quotation marks and show the same as stricken; and in line 14, strike the second two sets of quotation marks.

2. In new section 2, line 12, strike "in" and insert "an" as in the statutes.

3. Renumber sections as follows: Original sections 2 to 13 (the bill through error containing no original section 14) as sections 3 to 14 respectively; sections added by Standing Committee Amendment 7 as sections 15 and 16; the section added by the Gerdes General File Amendment 1 as section 17; and original section 15 as section 18.

4. In renumbered section 4, line 2, insert *"section"* after the second *"in".*

5. In Standing Committee Amendment 4, lines 5 and 6, strike *"by the State of Nebraska";* and in line 10, strike *"herein"* and insert *"in this act".*

6. In renumbered section 5, line 6, strike *"the".*

7. In renumbered section 6, lines 7 and 14, insert *"section"* after the first *"in".*

8. In renumbered section 13, line 15, insert *"section"* after *"in"*; in line 23, strike *"chapter"* and insert *"act"*.

9. In Standing Committee Amendment 6, line 7, strike *"of the State of Nebraska"*; strike the comma in line 9; and in lines 11 and 12, strike *"section 12, subdivision (6) (d)"* and insert *"subdivision (d) of subdivision (6) of this section"*.

10. In renumbered section 15, line 2, strike *", Nebraska,"*; and strike the comma in line 3.

11. In renumbered section 16, line 6, strike *"imprisoned"* and insert *"by imprisonment"*; and in line 8, insert *"by"* after *"or"*.

12. In the title, line 2, insert ", 71-1,143," before "and"; and at the end of line 7, insert "to provide exceptions;".

LEGISLATIVE BILL 425. Replaced on Select File as amended.

E and R amendments to LB 425:

1. In section 1, line 1, insert a coma after "79-311".

2. In Enrollment and Review Amendment 3, adopted April 26, 1961, line 5, insert "of section 1" after "4"; and in line 7, insert "after 'county'" before the semicolon.

LEGISLATIVE BILL 310. Correctly engrossed.

LEGISLATIVE BILL 501. Correctly engrossed.

LEGISLATIVE BILL 597. Correctly engrossed.

LEGISLATIVE BILL 344. Correctly engrossed.

LEGISLATIVE BILL 603. Correctly engrossed.

LEGISLATIVE BILL 136. Correctly engrossed.

LEGISLATIVE BILL 648. Correctly engrossed.

LEGISLATIVE BILL 343. Correctly enrolled.

LEGISLATIVE BILL 153. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 343 LB 153 LR 22

SELECT FILE

LEGISLATIVE BILL 608. E and R amendments found in the Legislative Journal for the Seventy-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 543. E and R amendments found in the Legislative Journal for the Seventy-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 197. E and R amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 675. Laid over until Friday, May 5, at the request of Mr. Syas.

LEGISLATIVE BILL 699. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Mr. Nelson offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 16, by inserting *"respecting lands occupied by members of such minority group if it finds that such amendment would be in the best interest of the parties involved"* after *"affected"*.

Messrs. Ruhnke and Vosoba offered the following amendments which were adopted with 25 ayes, 9 nays, and 9 not voting:

1. Amend Section 1 by striking the new language after the word *"petitions"* in lines 14, 15 and 16.

2. Amend Section 1, line 39, after the word "therefrom" by adding *"except when the petition has been amended by the county committee"*.

Advanced to E and R for review with 29 ayes, 2 nays, and 12 not voting.

Visitors

Mr. Claussen introduced thirty-seven students of the Wayne County Rural Schools and the following teachers: Alice Johnson, District 6; Caroline Witmer, District 7; Flo Sandahl, District 71; Lillian Bartels, District 15; Florence Moir, District 33; Ann Gamble, District 70; Beth Christianson, District 5; and Sharon Wecker, District 76.

Mr. Knight introduced Mmes Dennis E. Hult and Ben Miller, Teachers, and fifty-seven students of Waverly Consolidated School.

Mr. Gerhart introduced sixty-three students of the Rural Schools of Madison County and eleven sponsors.

Mr. Stalder introduced Mrs. Roy Kerl, Teacher, and five students of District 72, Pawnee County; and Mrs. Corydon Bartram, Teacher, eight mothers, and thirteen students of District 6, Pawnee County.

Mr. Brandt introduced Mrs. G. M. Pryor, Teacher, Mrs. Bill Holmes, Sponsor, and five students of District 33, Brownville.

Mr. Stalder introduced Mrs. Eva Hunt, Teacher, Mmes Fred Leuenberger, John Leuenberger, Ervin Borrenpohl and Wilson Field, Sponsors, and twelve students of District 49, Johnson County.

Mr. McCosh introduced Mr. and Mrs. Clarence Mikkelson of Scottsbluff.

Mr. Fleming introduced Mr. Charles O. Morehouse, Superintendent of Schools, Potter, and his two sons.

LEGISLATIVE BILL 495. Considered.

The pending Ruhnke amendments found in the Legislative Journal for the Seventy-ninth Day were adopted.

Mr. Staubitz offered the following amendment which was adopted:

1. Section 1, line 5, strike "or"; strike line 6; line 7, strike "braska".

Mr. Syas Presiding

President Burney Presiding

Advanced to E and R for review with 31 ayes, 1 nay and 11 not voting.

Visitors

Mr. Romans introduced Mrs. Laura Aschwege, Teacher, Mrs. John Zimbelman, Sponsor, and thirteen students of District 64, Howard County.

UNANIMOUS CONSENT—Executive Session

Mr. Romans requested unanimous consent for permission for the Labor and Public Welfare Committee to hold an executive session at 1:30 p.m., today, in the East Chamber. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 522. Reading waived. Considered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 496. Read and considered.

Standing Committee amendments 1, 2, and 3, found in the Legislative Journal for the Sixty-second Day, were adopted.

Mr. Knight offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 4 by substituting the following: Strike line 10 beginning after the word "interest", lines 11 and 12 and in line 13 the words "of ten thousand dollars" and "by bonds" and insert the word "as"; strike the words in line 14, "Similar to Bond required and" and in line 15 strike the "period" after 77-2304, and add "or 77-2320; provided that the first ten thousand dollars of each time deposit insured under the Federal Deposit Insurance Act shall be exempt from the requirement of being secured as provided by section 77-2320 or by bonds similar to the bond required and set forth in section 77-2304".

Standing Committee amendment 4 was adopted as amended.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 5, line 1, by striking "page 3" and inserting "page 4".

Standing Committee amendment 5 as amended, and Standing Committee amendment 6 were adopted.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. McCosh introduced Rosemary McCain and Tom Spence of Gering.

Member Excused

Mr. Fleming was excused for this afternoon.

LEGISLATIVE BILL 426. Reading waived. Considered.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Bowen requested unanimous consent to withdraw the hearing date on LB 490, which was scheduled for Monday, May 1, 1961, by the Banking, Commerce and Insurance Committee. No objections. So ordered.

MOTION—Place LB 527 on General File

Mr. President: I move that LB 527 be placed on General File.
(Signed) Willard H. Waldo

Motion pending.

Adjournment

At 11:54 a.m., on a motion by Mr. Burbach, the Legislature adjourned until 9:30 a.m., Monday, May 1, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 1, 1961

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Eightieth Day was approved.

MESSAGE FROM THE GOVERNOR

April 28, 1961

The President, the Speaker,
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on April 27, 1961, he approved L.B. 441.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

Communication

Letter to President Burney from Walter G. Chuck, Chief Clerk of the Hawaii Legislature, transmitting Senate Concurrent Resolution No. 33 endorsing Resolution No. 40 of the Senate of the United States to develop a Lewis and Clark Tourway.

Presented to the Governor

Presented to the Governor for approval on April 28, 1961, at 4:00 p.m.: LB 343 LB 153

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 497. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

Visitors

Mr. Vosoba introduced Mrs. Yokel, President, and fourteen members of the Saline County Republican Women's Club.

Mr. Peck introduced Messrs. Dave Perry, George Louis, Sam Luchsinger and Clarence Goering of Platte County.

BILLS ON FINAL READING

LEGISLATIVE BILL 349. Laid over at the request of Mr. Marvel.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 221.

A BILL FOR AN ACT relating to the office of Governor; to provide a procedure for determining the question of the disability of the Governor, as referred to in Article IV, section 16, Constitution of Nebraska; to provide a procedure for determining that such disability has been removed; to provide for appeals; and to validate official acts while an appeal is pending.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 2:

Jensen
Skarda

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 329.

A BILL FOR AN ACT to amend section 36-208, Reissue Revised Statutes of Nebraska, 1943, relating to sales contracts; to provide for an increase in the fee for certified copies of sales contracts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 514. Advanced to E and R for engrossment.

LEGISLATIVE BILL 502. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 416. Advanced to E and R for engrossment.

LEGISLATIVE BILL 503. E and R amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 588. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 235. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Laid over at the request of Mr. McCosh.

LEGISLATIVE BILL 425. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 590. Laid over until Monday, May 8, at the request of Mr. Knight.

LEGISLATIVE BILL 296. Read and considered.

Mr. Rasmussen offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 1 by striking lines 3 and 4 and inserting "*village is within three miles of a metropolitan or primary city, one mile of a first-class city, or one half mile of a second-class city or village. The above pro-*".

Mr. Rasmussen offered the following amendments which were adopted:

1. Amend Standing Committee amendment 1 by inserting after "annexation" in the last line thereof the following:
"*; Provided, that the provisions of this section shall not apply to any petition filed for the purpose of incorporating a village if such petition is filed before December 31, 1961*".

2. Amend the bill by inserting a new section immediately after renumbered section 2 to be known as section 3 and to read as follows:

"Sec. 3. *The provisions of sections 1 and 2 of this act shall not become operative until December 31, 1961.*".

3. Amend the bill by renumbering renumbered section 3 as section 4.

Standing Committee amendments found in the Legislative Journal for the Fifty-sixth Day were adopted as amended.

Advanced to E and R for review with 39 ayes, 0 nays, and 4 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 589. Placed on Select File.

LEGISLATIVE BILL 424. Placed on Select File as amended.

E and R amendments to LB 424:

1. In section 1, line 4, strike "officer" and insert "officers" as in the statutes; and in line 14, insert an underscored period after "*shipments*" and strike the rest of the section as amended.

2. In the title, strike beginning with "originating" in line 6 through "class" in line 8.

LEGISLATIVE BILL 651. Placed on Select File as amended.

E and R amendments to LB 651:

1. In new section 1, line 18, insert a comma after "advisable".

2. In new section 2, line 1, strike "Section" and insert "Sec."; in line 2, strike "a"; and in line 2, insert a comma before "or".

3. In new section 3, line 1, strike "Section" and insert "Sec."; and in line 5 strike "or" and insert "nor".

4. In the title, strike lines 2 to 8 and insert: "For An Act relating to highways; to regulate the placing of mail boxes along highways; to provide duties for the Department of Roads; to make certain acts unlawful; and to provide penalties.".

LEGISLATIVE BILL 118. Placed on Select File.

LEGISLATIVE BILL 661. Placed on Select File.

LEGISLATIVE BILL 274. Placed on Select File as amended.

E and R amendments to LB 274:

1. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 9, strike "and"; and in line 10, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 600. Placed on Select File as amended.

E and R amendment to LB 600:

1. In section 1, insert "the" at the end of line 108 as in the statutes; and in lines 134 and 135, strike ", referred to in subsections (1), (2), or (3) of this section," and show the same as stricken.

LEGISLATIVE BILL 674. Placed on Select File as amended.

E and R amendments to LB 674:

1. In section 2, line 30, insert *"or certified"* after "registered".

2. In the title, line 8, strike "and"; and in line 8, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 204. Placed on Select File as amended.

E and R amendments to LB 204:

1. In section 2, line 17, strike "commissioners" and insert "~~commissioners~~ *commissioner*"; and in lines 22 and 23 strike *"such adjoining county to that"* and insert *"a county adjoining the one"*.

2. In the title, strike line 10, and insert "in an adjoining county; to require".

LEGISLATIVE BILL 431. Replaced on Select File as amended.

E and R amendment to LB 431:

1. In line 4 of Enrollment and Review Amendment 1, adopted April 27, 1961, strike "underscored" and insert "stricken".

LEGISLATIVE BILL 609. Correctly engrossed.

LEGISLATIVE BILL 523. Correctly engrossed.

LEGISLATIVE BILL 448. Correctly engrossed.

LEGISLATIVE BILL 313. Correctly enrolled.

LEGISLATIVE BILL 154. Correctly enrolled.

LEGISLATIVE BILL 464. Correctly enrolled.

LEGISLATIVE BILL 281. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 313 LB 154 LB 464 LB 281

GENERAL FILE

LEGISLATIVE BILL 694. Read and considered.

Mr. Lautenschlager offered the following amendments which were adopted:

1. Add the emergency clause.
2. Amend the title to conform.

Advanced to E and R for review with 39 ayes, 0 nays, and 4 not voting.

Speaker Thompson Presiding

MOTION—Introduce Bill

Mr. President: I move that the Committee on Budget be permitted to introduce a bill which will provide for the appointment of a legislative fiscal analyst to assist the Legislature with its deliberations of state finances. (Signed) Richard D. Marvel, Chairman

Permission to introduce the bill granted with 38 ayes, 1 nay, and 4 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 709. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT relating to the Legislative Council; to provide for the appointment of a legislative fiscal analyst; to provide for salaries and duties of the legislative fiscal analyst; to provide for personnel; and to provide for duties of each officer, board, commission, and department of state government.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and LB 709 be referred to the Committee on Budget. (Signed) Richard D. Marvel

The motion prevailed with 34 ayes, 1 nay, and 8 not voting.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 553. Indefinitely postponed.

(Signed) Joe T. Vosoba, Chairman

Revenue

LEGISLATIVE BILL 412. Placed on General File as amended.

Standing Committee amendment to LB 412:

1. Amend Section 1 of the bill by striking lines 25 to 34 and inserting the following: "*nishings and equipment;* or municipal hospital; provided, no such city or village shall be authorized ~~either~~ to levy the tax or to establish the sinking fund, as hereinbefore provided, ~~unless such city or village shall have no bonded indebtedness or,~~ *if,* having bonded indebtedness, *such city or village* shall ~~not~~ have been in default in the payment of any interest *thereon* or principal *thereof,* ~~if any,~~ for a period of ten years prior to the date of the passage of the resolution providing for the submission of the proposition for establishment of said sinking fund, as required in section 19-1303."

(Signed) J. W. Burbach, Chairman

GENERAL FILE

LEGISLATIVE BILL 615. Read and considered.

Mr. Diers offered the following amendment which was adopted:

1. Add the emergency clause and amend the title to conform.

Advanced to E and R for review with 28 ayes, 2 nays, and 13 not voting.

LEGISLATIVE BILL 620. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 533. Laid over until Monday, May 8, at the request of Mr. Skarda.

LEGISLATIVE BILL 515. Reading waived in lieu of the reading of the Standing Committee amendments. Considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for review with 38 ayes, 0 nay, and 5 not voting.

MESSAGE FROM THE GOVERNOR

May 1, 1961

The President, The Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on April 29, 1961, he approved LB 437, LB 382, LB 356, LB 649, LB 479, LB 517, LB 129, LB 333, LB 673, LB 519, and LB 140.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

President Burney Presiding

GENERAL FILE

LEGISLATIVE BILL 435. Reading waived. Considered.

Mr. Waldo offered the following amendments which were adopted:

1. Amend section 1 by reinstating the stricken matter in lines 22, 23, and 24.

2. Amend section 2 by reinstating the stricken matter in lines 18, 19, and 20.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend section 1, line 19, by striking *"or without"*.

Advanced to E and R for review with 33 ayes, 4 nays, and 6 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 23. Re: Law Day USA.

Introduced by Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

WHEREAS, May 1 was, by presidential proclamation in 1958 established as LAW DAY USA; and

WHEREAS, Congress has since so designated May 1 of each year; and

WHEREAS, the purpose of LAW DAY USA is to remind all America that this country is dedicated to the rule of law, in which law prevails over strength, as contrasted to the Communist-recognized May Day in which might is honored as right.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. This Legislature join in the observance of LAW DAY USA and urges the participation therein by everyone in all walks of life in grateful recognition of the part that the rule of law has played in building this great nation while preserving the rights of the individual.

Mr. Vosoba requested unanimous consent to add the names of the members of the Judiciary Committee as co-introducers of LR 23. No objections. So ordered.

Mr. Vosoba moved that the rules be suspended and LR 23 be adopted.

The motion prevailed with 39 ayes, 0 nays, and 4 not voting, and LR 23 was adopted.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 634. Placed on General File.

(Signed) Arnold Ruhnke, Chairman

Agriculture

LEGISLATIVE BILL 572. Indefinitely postponed.

LEGISLATIVE BILL 552. Indefinitely postponed.

(Signed) Hans O. Jensen, Chairman

GENERAL FILE

LEGISLATIVE BILL 39. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Forrester introduced Messrs. Keith Whaley, Harold Nielsen, and W. G. Birginal of Sargent, Mr. Bill Hagler of Arnold, and Mr. Don Hanna of Brownlee.

Adjournment

At 11:57 a.m., on a motion by Mr. Romans, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 2, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

Corrections for the Journal

Page 1216, underscore line 6.

The Journal for the Eighty-first Day was approved as corrected.

MOTION—Prayer

Mr. President: I move that the prayer which was offered by the Chaplain this morning, be printed in the Journal. (Signed) John Adams, Sr.

The motion prevailed.

Prayer

Dear Lord, with great obligations placed into our hands, we need the light that comes only from Thy Presence. All that we do here cannot be seen clearly until it is taken out of time and circumstances and looked upon in the light of eternity.

This we try to do as we pause to concentrate on Thee, the Source of all Life, reassuring ourselves that we are not alone in solving weighty problems.

Yet, we are in danger of becoming forgetful of that source of strength. If we are guilty of such neglect, we ask for forgiveness. Amen

Communications

Letter from Mr. Amos Boshart, Jr., Wood River, opposing LB 698.

Letter from State Engineer John W. Hossack submitting a map of the State Highway System as of March 15, 1961.

Presented to the Governor

Presented to the Governor for approval on May 1, 1961, at 3:30 p.m.: LB 464 LB 313 LB 281 LB 154

(Signed) Martha Haines, Enrolling Clerk

Member Excused

Mr. Skarda was excused for Wednesday, May 3.

Invitation

Mr. Diers invited the members to attend Open House at the Milford Technical School on May 2 and May 3. Transportation will be arranged by notifying Mr. Diers.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 23

BILLS ON FINAL READING

LEGISLATIVE BILL 349.

Messrs. Vosoba and Marvel moved that LB 349 be returned to Select File for the following specific amendments:

1. Amend the bill, renumbered section 7, line 15, by inserting *"the first fifty cents thereof shall be credited by the State Treasurer to the Motor Vehicle Operator's License Cash Fund which is hereby created and which, when appropriated by the Legislature, shall be used exclusively for the administration of this act, and the balance shall"* after "and".

2. Amend the title, line 15, by inserting "to create the Motor Vehicle Operator's License Cash Fund, specifying the source and use thereof;" after the second semicolon.

Amendments pending.

Motion pending.

Laid over at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 195.

Mr. Bowen requested unanimous consent to withdraw his pending motion and specific amendment found in the Legislative Journal for the Eightieth Day. No objections. So ordered.

Mr. Russillo moved that LB 195 be returned to Select File for the following specific amendments:

1. Strike from section 1, lines 8 and 9, the counties of Richardson, Nemaha, Otoe and Saunders.

2. Add to section 1, line 16, the counties of Richardson, Nemaha, Otoe and Saunders.

Mr. Jensen moved that the Russillo motion be amended as follows:

1. Remove Nance, Merrick, Hamilton and Clay counties from the third district and include them in the first district.

The Jensen motion lost with 14 ayes, 26 nays, and 3 not voting.

Mr. Waldo moved to amend the Russillo motion as follows:

1. Delete Richardson from the second district and add Dodge and Burt to the second district.

The Waldo motion lost with 8 ayes, 30 nays, and 5 not voting.

The Russillo motion lost with 7 ayes, 32 nays, and 4 not voting.

Mr. Russillo moved that LB 195 be returned to Select File for the following specific amendments:

1. Strike from section 1, line 8, the counties of Saunders, Nemaha, and Otoe.

2. Add to section 1, line 16, the counties of Saunders, Otoe, and Nemaha.

Mr. Jensen moved that the Russillo motion be amended as follows:

1. Remove Nance, Merrick, Hamilton, and Clay counties from the third district and include them in the first district.

The Jensen motion lost with 14 ayes, 25 nays, and 4 not voting.

The Russillo motion lost with 8 ayes, 32 nays, and 3 not voting.

Mr. Russillo moved that LB 195 be returned to Select File for the following specific amendments:

1. Strike from section 1, all of lines 2 to 31 after the figures "1943," in line 2, and insert in lieu thereof the following: "is repealed.".

2. Strike all of section 2.

3. Amend the title, line 2, by striking the word "amend" and substituting in lieu thereof the word "repeal"; and delete therefrom all of lines 3 to 6 after the figures "1943" in line 3, and insert a period in lieu thereof.

The Russillo motion lost with 8 ayes, 30 nays, and 5 not voting.

Mr. Klaver moved that LB 195 be returned to Select File for the following specific amendment:

1. Amend the bill by deleting Burt and Otoe counties from the first Congressional district and adding Burt and Otoe counties to the second Congressional district.

The Klaver motion lost with 8 ayes, 31 nays, and 4 not voting.

Mr. McHugh moved that LB 195 be returned to Select File for the following specific amendment:

1. Strike the enacting clause.

The McHugh motion lost with 14 ayes, 27 nays, and 2 not voting.

Visitors

Mr. Ruhnke introduced Mrs. Mildred Eisenhauer, Teacher, and eleven pupils of District 87, Jefferson County, and Mmes Fritz Gunther and Ralph Achtemeier, mothers.

Mr. Knight introduced Mrs. Helen Zabel, Teacher, and twenty-three pupils of Yankee Hill School, Lincoln.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 195.

A BILL FOR AN ACT to amend section 5-101, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to reapportion the state for the election of Representatives from the State of Nebraska to the Congress of the United States; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 29:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes

Gerhart
Hasebroock
Kjar
Lautenschlager
McCosh
Moulton
Nelson
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stryker
Webb
Wylie

Voting in the negative, 13:

Bowen
Jensen
Klaver
Knight
Marvel
McHugh
Orme
Ruhnke
Stromer
Syas
Thompson
Vosoba
Waldo

Not voting, 1:

Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 637. With emergency.

A BILL FOR AN ACT to amend section 43-230, Reissue Revised Statutes of Nebraska, 1943, and section 43-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961, relating to juvenile courts; to change an internal reference; to redefine a term; to provide for concurrent jurisdiction in prescribed cases; to provide for transfer of cases from district court to a separate juvenile court, as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Klaver introduced Miss Merna Jensen, Teacher, Mrs. Beryl Hupp, Principal, and twenty-six students of Comenius School, Omaha.

LEGISLATIVE BILL 678. With emergency.

A BILL FOR AN ACT relating to cemeteries; to provide for the organization of cemetery districts; to provide procedures; to provide for notice and hearing; to provide for the election of officers, their terms of office and compensation; to provide for taxation; to provide for land to be added to or withdrawn from such districts; to provide powers; to provide for approval of districts organized under any law which has been held unconstitutional; to repeal sections 12-901, 12-902, 12-903, 12-904, 12-905, 12-906, 12-907, and 12-908, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 498.

A BILL FOR AN ACT to amend section 37-201, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 26, Seventy-second Session, Nebraska State Legislature, 1961, relating to game and fish; to provide for the issuance of free annual small game hunting permits to landowners and tenants living on farms or ranches if the landowner has made habitat improvements, as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Fleming
Forrester
Jensen
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Staubitz
Stryker
Syas
Waldo
Webb
Wylie

Voting in the negative, 12:

Adamson
Diers
Gerdes
Gerhart
Hasebroock
Kjar
Marvel
Peck
Stalder
Stromer
Thompson
Vosoba

Not voting, 1:

Erlewine

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 315. By Joe T. Vosoba, 23rd District; Edwin T. McHugh, 3rd District; Michael P. Russillo, 9th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 11, and Article V, sections 4, 5, 7, 10, 15, 20 and 21 of the Constitution of Nebraska relating to the judiciary; to provide for the appointment of the Chief Justice and Judges of the Supreme Court, of the judges of the district court and of such other judges as the Legislature shall provide; to provide terms of office for the judges so appointed; to provide for the approval or rejection of such judges by the electorate; to provide for the submission of the proposed amendments to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1962, there shall be submitted to the electors of the State of Nebraska for approval the amendments of the Constitution of Nebraska which are set forth in section 2 of this act and which are hereby proposed by the Legislature.

Sec. 2. The amendments proposed are as follows:

(1) to amend Article IV, section 11 to read as follows:

"Sec. 11. In case of a vacancy during the recess of the Legislature, in any office which is not elective, except officers provided for in Article V of this Constitution, the Governor shall make a temporary appointment until the next meeting of the Legislature, when he shall nominate some person to fill such office; and any person so nominated, who is confirmed by the Legislature, a majority of all the legislators elected concurring by voting yeas and nays, shall hold his office during the remainder of the term, and until his successor shall be appointed and qualified. No person after being rejected by the Legislature shall be again nominated for the same office at the same session, unless at request of the Legislature, or be appointed to the same office during the recess of the Legislature."

(2) To amend Article V, sections 4, 5, 7, 10, 15, 20 and 21 to read as follows:

"Sec. 4. The Chief Justice and the Judges of the Supreme Court shall be selected as provided in this Article V. They shall reside at the place where the court is located but no Justice or Judge of the Supreme Court shall be deemed thereby to have lost his residence at the place from which he was selected.

Sec. 5. The Legislature shall divide the state along county lines into six compact districts of approximately equal population, which shall be numbered from one to six, consecutive numbers to be given adjacent districts and shall be the Supreme Court judicial districts. Such districts shall not be changed, except upon the concurrence of two-thirds of the members of the Legislature, nor shall any such change vacate the office of any judge.

Sec. 7. No person shall be eligible to the office of Chief Justice or Judge of the Supreme Court unless he shall be at least thirty years of age, and a citizen of the United States, and shall have resided in this state at least three years next preceding his selection; nor, in the case of a Judge of the Supreme Court selected from a Supreme Court judicial district, unless he shall be a resident and elector of the district from which selected.

Sec. 10. The state shall be divided into district court judicial districts. Until otherwise provided by law, the boundaries of the judicial districts and the number of judges of the district courts shall remain as now fixed. The judges of the district courts shall be selected from the respective districts as provided in this Article V.

Sec. 15. In the year 1964 and every four years thereafter, there shall be selected, in such manner as the Legislature shall provide, in and for each county, one or more judges as the Legislature may provide, who shall be judge of the county court of such county, whose term of office shall be four years and whose salary shall be fixed by the Legislature; *Provided,* that two or more counties may form a county court judicial district when approved by a majority of the electors of each county in the district; *and provided further,* when two or more counties form a county court judicial district, one county judge shall be selected for a term of four years from the district at the same time other county judges are selected, whose salary shall be fixed by the Legislature.

Sec. 20. All officers provided for in this Article shall hold their offices until their successors shall be qualified and they shall respectively reside in the district, county or precinct, from which they shall be selected. All officers, when not otherwise provided for in this Article, shall perform such duties and receive such compensation as may be prescribed by law.

Sec. 21. (1) In the case of any vacancy in the Supreme Court or in any district court or in such other court or courts made subject to this provision by law, such vacancy shall be filled by the Governor from a list of at least two nominees presented to him by the appropriate judicial nominating commission. If the Governor shall fail to make an appointment from the list within sixty days from the date it is presented to him, the appointment shall be made by the Chief Justice or the acting Chief Justice of the Supreme Court from the same list.

(2) In all other cases, any vacancy shall be filled as provided by law.

(3) At the next general election following the expiration of three years from the date of appointment of any judge under the provisions of subsection (1) of this section and every six years thereafter as long as such judge retains office, each Justice

or Judge of the Supreme Court or district court or such other court or courts as the Legislature shall provide shall have his right to remain in office subject to approval or rejection by the electorate in such manner as the Legislature shall provide; *Provided,* that every judge holding or elected to an office described in subsection (1) of this section on the effective date of this amendment whether by election or appointment, upon qualification shall be deemed to have been selected and to have once received the approval of the electorate as herein provided, and shall be required to submit his right to continue in office to the approval or rejection of the electorate at the general election next preceding the expiration of the term of office for which such judge was elected or appointed, and every six years thereafter. In the case of the Chief Justice of the Supreme Court, the electorate of the entire state shall vote on the question of approval or rejection. In the case of any Judge of the Supreme Court, other than the Chief Justice, and any judge of the district court or any other court made subject to subsection (1) of this section, the electorate of the district from which such judge was selected shall vote on the question of such approval or rejection.

(4) There shall be a judicial nominating commission for the Chief Justice of the Supreme Court and one for each judicial district of the Supreme Court and of the district court and one for each area or district served by any other court made subject to subsection (1) of this section by law. Each judicial nominating commission shall consist of seven members, one of whom shall be a Judge of the Supreme Court who shall be designated by the Governor and shall act as chairman. The members of the bar of the state residing in the area from which the nominees are to be selected shall designate three of their number to serve as members of said commission, and the Governor shall appoint three citizens, not admitted to practice law before the courts of the state, from among the residents of the same geographical area to serve as members of said commission. The terms of office for members of each judicial nominating commission shall be staggered and shall be fixed by the Legislature. The nominees of any such commission cannot include a member of such commission or any person who has served as a member of such commission within a period of two years immediately preceding his nomination or for such additional period as the Legislature shall provide."

Sec. 3. That the proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1 of the Constitution of Nebraska. The proposition for the submission of the proposed amendments shall be placed upon the ballot in the following form:

> "Constitutional amendment to provide a merit plan for the selection and term of office of the Chief Justice and Judges of the Supreme Court, judges of the district courts and judges of such other courts as the Legislature may prescribe.
>
> ☐ For
> ☐ Against"

Sec. 4. That the proposed amendments, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim the amendments adopted as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 7:

Adams
Bridenbaugh
Erlewine
Klaver
Munnelly
Skarda
Syas

Not voting, 1:

Forrester

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Moulton introduced Maude Magnuson, Teacher, Mmes Alice Rushton, Dorothy Caskey, Bunz, and Sorensen, Parents, and thirty-six students of the Fifth and Sixth Grades of Bennington School.

Members Excused

Messrs. Stalder and Moulton were excused at 10:30 a.m., for the remainder of the day.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 627. Placed on Select File as amended.

E and R amendments to LB 627:

1. In renumbered section 2, line 1, strike "Section" and insert "Sec.".

2. For correlation purposes, after the second comma in line 2 of renumbered section 2, insert "as amended by section 4, Legislative Bill 24, Seventy-second Session, Nebraska State Legislature, 1961,"; strike beginning with "state" in line 11 through the comma in line 16, and insert "Board of Cosmetologist Examiners, the Board of Barber Examiners, the Board of Nursing, the State Real Estate Commission, the Brand Fund of the Secretary of State, the State Board of Examiners for Professional Engineers and Architects,".

3. In renumbered section 5, line 29, strike "(a) advising him" and insert "~~(a)~~ advising him *(a)*".

4. In renumbered section 7, line 21, strike "*and*" and insert "~~*and*~~".

5. In renumbered section 11, line 8, strike "subsection" and insert "~~subsection~~ *subdivision*".

6. Redesignate subdivisions (1) to (5) added by Standing Committee Amendment 3, as subdivisions (a) to (e), respectively.

7. After renumbered section 11, add four new sections to be known as sections 12 to 15 and to read as follows:

"Sec. 12. That section 71-1,103, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1,103. Section 71-1,102 shall not be construed to include the following classes of persons: (1) Persons rendering gratuitous services in cases of emergency; (2) the administration of ordinary household remedies; (3) the members of any church practicing their religious tenets; *Provided,* they do not prescribe or administer drugs or medicines, perform surgical or physical operations, nor assume the title of, or hold themselves out to be, physicians or surgeons; *and provided, further,* that such members shall not be exempt from the quarantine laws of this state; (4) students of medicine and surgery who have completed at least two years' study in an accredited school and who gratuitously prescribe for and treat disease under the supervision of a licensed physician or while serving an internship in an accredited hospital; (5) physicians and surgeons of the United States Army, Navy, public health or Marine hospital service, when acting in the line of duty in this state; (6) physicians and surgeons, (graduates of an accredited medical school with the degrees of Doctor of Medicine), licensed in another state, when incidentally called into this state for consultation with a physician and surgeon licensed in this state, or physicians and surgeons residing on the border of a neighboring state, duly licensed under the laws thereof to practice medicine and surgery, but who do not open an office or maintain or appoint a place to meet patients or to receive calls within this state; (7) dentists practicing their profession, when licensed and practicing in accordance with the provisions of sections 71-183 to 71-193; (8) optometrists practicing their profession, when licensed and practicing under and in accordance with the provisions of sections 71-1,133 to 71-1,136; (9) osteopaths practicing their profession, if licensed and practicing under and in accordance with the provisions of sections 71-1,137 to 71-1,141; (10) chiropractors practicing their profession, if licensed and practicing under the provisions of sections 71-177 to 71-182; (11) ~~chiropodists~~ *podiatrists* practicing their profession, when licensed and practicing under and in accordance with the provisions of sections 71-173 to 71-176; and (12) any licentiates, licensed under the laws of this state to practice a limited field of the healing art, not heretofore specifically named, when confining themselves strictly to the field for which they are licensed, not assuming the title of physician, surgeon, or physician and surgeon, and not professing or holding themselves out to administer or prescribe drugs in any form, perform operative surgery with instruments, or practice obstetrics.

Every act or practice falling within the field of the healing art, not specially excepted herein, shall constitute the practice of medicine and surgery.

Sec. 13. That section 71-1,138, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1,138. Section 71-1,137 shall not be construed to include the following classes of persons: (1) Licensed physicians and surgeons, ~~chiropodists~~ *podiatrists,* nurses and dentists who are exclusively engaged in the practice of their respective professions; (2) physicians and surgeons of the United States Army, Navy or public health service when acting in the line of duty in this state; and (3) osteopaths licensed in another state when incidentally called into this state in consultation with an osteopath licensed in this state.

Sec. 14. *After the effective date of this act, whenever the words chiropody or chiropodist appear in the sections hereinafter listed in this section they shall be construed to mean and apply to podiatry or podiatrist, respectively. The sections in which such redesignations are made are sections 28-451, 28-456, 28-456.01, 28-457, 28-459, 28-460, 28-461, and 28-467, Revised Statutes Supplement, 1959.*

Sec. 15. *After the effective date of this act, in any future edition of a supplement to the Revised Statutes of Nebraska, 1943, or in any reissue of any permanent volume of the Revised Statutes of Nebraska, 1943, the Revisor of Statutes is authorized and directed to substitute the appropriate word or words in the sections named in section 14 of this act.".*

8. Renumber original section 11 as section 16.

9. In renumbered section 16, line 2, strike "and 71-176" and insert "71-176, 71-1,103, and 71-1,138".

10. For correlation purposes, in renumbered section 16, line 1, strike "33-150,"; in line 3, strike "and"; and after the third comma in line 4, insert "and section 33-150, as amended by section 4, Legislative Bill 24, Seventy-second Session, Nebraska State Legislature, 1961,".

11. Add a new section to be known as section 17, and to read as follows:

"Sec. 17. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

12. In the title, line 2, insert "28-473," after "sections"; in line 3, strike "and 71-176" and insert "71-176, 71-1,103, and 71-1,138"; in line 7 strike the second "to" and insert "the"; in line 7, strike "and" and insert "to authorize the sale of prescribed drugs upon prescription of a podiatrist; to provide duties for the Revisor of Statutes;"; and in line 8, insert "; and to declare an emergency" after "sections".

13. For correlation purposes, in the title, line 2, strike "33-150,"; in line 4, strike the first "and"; and after the third comma in line 5, insert "and section 33-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 24, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 699. Placed on Select File as amended.

E and R amendments to LB 699:

1. In section 1, line 14, insert an underscored period after *"petitions"*.

2. In the title, line 5, strike "as prescribed"; in line 5, insert "to permit withdrawal of names from amended petitions;" after the semicolon; in line 10, strike "and"; and in line 11, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 495. Placed on Select File as amended.

E and R amendments to LB 495:

1. In section 1, line 5, strike the first comma and insert "*; or*"; and strike the second comma and show the same as stricken.

2. In the Staubitz General File Amendment, line 2, insert "and show the same as stricken" before the period.

3. In Standing Committee Amendment 1, line 3, insert an underscored comma after *"indebtedness"*.

4. In the title, line 2, insert "77-2330, Reissue Revised Statutes of Nebraska, 1943, and section" after "section"; and at the end of line 5, insert "to eliminate provision for investment in warrants of irrigation district; to authorize investment in additional securities; to increase the amount to be retained in the treasury for current needs; to change procedures for determining whether funds are in excess of current needs;"

LEGISLATIVE BILL 522. Placed on Select File as amended.

E and R amendments to LB 522:

1. In section 1, lines 18 and 19, strike "and it is hereby authorized" and show the same as stricken.

2. In section 2, line 3, strike the first "such" as in the statutes.

3. In section 5, line 10, insert *"any"* after *"(7)"* and after *"(8)"*; and in line 11 insert a comma as in the statutes.

4. In the title, line 2, strike the first comma.

LEGISLATIVE BILL 496. Placed on Select File as amended.

E and R amendments to LB 496:

1. In the Knight General File Amendment 1, lines 7 and 8, strike "provided" and insert *"Provided,"*; and in line 12, insert a period after "77-2304".

2. In the title, strike lines 5 to 12 and insert "1959, relating to investment of public funds; to change provisions for investments by county treasurers; to change earnings and security requirements; to permit any political subdivision to invest the surplus of any fund in excess of current needs, as prescribed; and to repeal the original section.".

LEGISLATIVE BILL 426. Placed on Select File.

LEGISLATIVE BILL 436. Correctly engrossed.

LEGISLATIVE BILL 638. Correctly engrossed.

LEGISLATIVE BILL 608. Correctly engrossed.

LEGISLATIVE BILL 543. Correctly engrossed.

LEGISLATIVE BILL 425. Correctly engrossed.

LEGISLATIVE BILL 221. Correctly enrolled.

LEGISLATIVE BILL 329. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 221 LB 329

UNANIMOUS CONSENT—LB 704

Mr. Ruhnke requested unanimous consent for permission to hold a hearing on LB 704 on May 8 at 4:00 p.m. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 704 (Reset) Monday, May 8, 1961 4:00 p.m.

SELECT FILE

LEGISLATIVE BILL 235.

Mr. McCosh offered the following amendment which was adopted by unanimous consent:

1. Amend renumbered section 2 of the bill, line 3, by striking "No" and inserting "*(1)* ~~No~~ *Except as provided in subsection*

(4) of this section, no"; line 14 by inserting "*(2)*" before "*It*"; line 21, by inserting "*(3)*" before "*For*"; and by adding after line 30, *(4) The provisions of subsections (1) and (2) of this section shall not apply to the compounding and dispensing of drugs and medicines by any person who has been the owner and operator of a pharmacy for fifteen years or more immediately preceding the effective date of this act when such compounding and dispensing is done under the direct and immediate supervision of a registered pharmacist.*".

Advanced to E and R for engrossment with 26 ayes, 8 nays, and 9 not voting.

LEGISLATIVE BILL 589. Advanced to E and R for engrossment.

LEGISLATIVE BILL 424. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 651. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Speaker Thompson Presiding

Advanced to E and R for engrossment.

LEGISLATIVE BILL 118. Advanced to E and R for engrossment.

LEGISLATIVE BILL 661. Advanced to E and R for engrossment.

LEGISLATIVE BILL 274. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 600. E and R amendment found in the Legislative Journal for the Eighty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 674. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 204. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 431. E and R amendment found in the Legislative Journal for the Eighty-first Day was adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 118 to Select File

Mr. President: I move that LB 118 be returned to Select File for the following specific amendment. (Signed) Willard H. Waldo

1. Amend the Orme General File Amendment by striking "*seven thousand*" and inserting "*six thousand five hundred*".

Amendment pending.

The Waldo motion prevailed with 29 ayes, 9 nays, and 5 not voting, and LB 118 was returned to Select File.

SELECT FILE

LEGISLATIVE BILL 118. Mr. Waldo requested unanimous consent that his pending specific amendment found in this Day's Journal be adopted.

Mrs. Orme objected.

Mr. Waldo moved that LB 118 be returned to General File for the specific amendment.

The motion prevailed with 23 ayes, 13 nays, and 7 not voting.

GENERAL FILE

LEGISLATIVE BILL 118. Considered.

Mr. Waldo moved that his pending specific amendment found in this Day's Journal be adopted.

Mr. Waldo requested a record vote.

Mrs. Orme requested a Call of the House.

A Call of the House was ordered and showed 41 members present.

Mrs. Orme moved that the Call be raised. The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

Voting in the affirmative, 18:

Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Klaver
Lautenschlager
Marvel
Nelson
Ruhnke
Stryker
Thompson
Waldo
Wylie

Voting in the negative, 19:

Adams
Adamson
Brandt
Gerdes
Hasebroock
Kjar
McCosh
McHugh
Munnelly
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stromer
Syas
Vosoba
Webb

Not voting, 6:

Bowen
Jensen
Knight
Moulton
Stalder
Staubitz

The Waldo amendment lost.

Advanced to E and R for engrossment with 31 ayes, 3 nays, and 9 not voting.

Visitors

Mr. Marvel introduced Dr. Jorgen Meier-Greve, lawyer and jurist from Hannover, Germany, and Mr. William H. Meier, a former member of the Legislature, from Minden.

Mr. Hasebroock introduced Mr. Hoyt Acuff of West Point.

Mr. Bridenbaugh introduced Mrs. Marcy Hartwig, Teacher, and sixteen pupils from District 33, Pender, and Mrs. Leona Schuter, mother.

NOTICE OF COMMITTEE HEARINGS

Budget

LB 709 Monday, May 8, 1961 2:00 p.m.

GENERAL FILE

LEGISLATIVE BILL 160.

Mr. Vosoba requested unanimous consent to have LB 160 laid over until Tuesday, May 9.

Mr. Peck objected.

Mr. Vosoba moved that LB 160 be laid over until Tuesday, May 9.

The motion lost with 12 ayes, 18 nays, and 13 not voting.

Laid over until Wednesday, May 3, at the request of Mr. Peck.

President Burney Presiding

LEGISLATIVE BILL 282. Read and considered.

Advanced to E and R for review with 25 ayes, 2 nays, and 16 not voting.

LEGISLATIVE BILL 347. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 374. Laid over until Thursday, May 11, at the request of Mr. McHugh.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 598. Indefinitely postponed.

LEGISLATIVE BILL 664. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Visitor

Mr. Munnelly introduced Mr. Charles Anzalone of Omaha.

Adjournment

At 11:47 a.m., on a motion by Mr. Erlewine, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 3, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

Corrections for the Journal

Page 1232, line 37, delete "nominee" and insert "nominees".

The Journal for the Eighty-second Day was approved as corrected.

Communication

Letter from Senator Carl T. Curtis, acknowledging receipt of LR 20.

Presented to the Governor

Presented to the Governor for approval on May 2, 1961, at 4:00 p.m.: LB 329 LB 221

(Signed) Martha Haines, Enrolling Clerk

MOTION—Place LB 572 on General File

Mr. President: I move to place LB 572 on General File. (Signed) Hans O. Jensen

Mr. Jensen requested a Call of the House.

A Call of the House was ordered and showed 43 members present.

Mr. Moulton moved that the Call be raised. The motion prevailed with 41 ayes, 0 nays, and 2 not voting.

The Jensen motion lost with 15 ayes, 18 nays, and 10 not voting.

Visitors

Mr. Gerhart introduced sixty-three pupils and their teachers from Districts 6, 7, 15, 36, 46, 48, 56, 83, 85, and 88, from the Madison area.

Mr. Knight introduced his son, George "Bus" Knight.

Mr. Peck introduced Mr. Glenn I. Voyles of Omaha.

Mr. Romans introduced Mr. Paul Dean of Arcadia.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 322. Placed on General File as amended.

Standing Committee amendment to LB 322:

1. Amend section 1 of the bill, line 11, by striking *"twelve"* and inserting *"nine"* in lieu thereof.

LEGISLATIVE BILL 546. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 296. Placed on Select File as amended.

E and R amendments to LB 296:

1. In new section 2, line 2, strike *"or"* and insert *"of"*.

2. In the Rasmussen General File Amendment 1, first adopted, strike lines 3 to 5 and insert *"three miles of a city of the metropolitan or primary class, one mile of a city of the first class, or one half mile of a city of the second class or village. The above pro-'."*

3. In the title, line 3, strike "cities of the second" and strike lines 4 to 9 and insert "villages; to provide that no village may be incorporated within the area in which any existing, incorporated municipality has zoning jurisdiction; to provide exceptions; to validate incorporations as prescribed; to provide an operative date; and to repeal the original section.".

LEGISLATIVE BILL 694. Placed on Select File as amended.

E and R amendments to LB 694:

1. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 8 strike "and"; and in line 8 insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 615. Placed on Select File as amended.

E and R amendments to LB 615:

1. In section 1, line 12, strike "by" as in the statutes.

2. Add a new section to be known as section 3, and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 6, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 620. Placed on Select File as amended.

E and R amendments to LB 620:

1. In section 1, line 9, insert an underscored comma after "founded"; and in line 18, strike "of" and insert "of *or*".

2. Add a new section to be known as section 3, and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, insert "crop" after "on"; in line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 515. Placed on Select File as amended.

E and R amendments to LB 515:

1. In section 3, line 1, strike "cured ham" and insert "meat products".

2. In the title, strike lines 2 to 7, and insert "For An Act relating to meat products; to regulate the added moisture content of prescribed meat products, as prescribed; and to provide for seizures.".

LEGISLATIVE BILL 39. Placed on Select File.

LEGISLATIVE BILL 503. Replaced on Select File as amended.

E and R amendment to LB 503:

1. In Standing Committee Amendment 1, line 3, insert "five" after "exceed".

LEGISLATIVE BILL 589. Replaced on Select File as amended.

E and R amendment to LB 589:

1. In section 2, line 1, strike the period after "44-137.03" and insert a comma.

LEGISLATIVE BILL 118. Replaced on Select File as amended.

E and R amendment to LB 118:

1. In Standing Committee Amendment 1, line 3, insert "hundred" after "thousand".

LEGISLATIVE BILL 514. Correctly engrossed.

LEGISLATIVE BILL 502. Correctly engrossed.

LEGISLATIVE BILL 416. Correctly engrossed.

LEGISLATIVE BILL 424. Correctly engrossed.

LEGISLATIVE BILL 274. Correctly engrossed.

LEGISLATIVE BILL 431. Correctly engrossed.

LEGISLATIVE BILL 661. Correctly engrossed.

LEGISLATIVE BILL 195. Correctly enrolled.

LEGISLATIVE BILL 637. Correctly enrolled.

LEGISLATIVE BILL 678. Correctly enrolled.

LEGISLATIVE BILL 498. Correctly enrolled.

LEGISLATIVE BILL 315. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 195 LB 637 LB 678 LB 498 LB 315

MOTION—Introduce Bill

Mr. President: I move that the Committee on Government and Military Affairs be permitted to introduce a bill relating to motor carriers; to provide that their service, to the extent authorized by their certificates, is or will be required by present or future convenience and necessity. (Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill granted with 35 ayes, 1 nay, and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 710. By Committee on Government and Military Affairs, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend section 75-230, Reissue Revised Statutes of Nebraska, 1943, relating to motor carriers; to provide that the proposed service, to the extent to be authorized by the certificate, whether regular or irregular, passenger or property, is or will be required by the present or future public convenience and necessity; and to repeal the original section.

MOTION—Introduce Bill

Mr. President: I move that the Judiciary Committee be permitted to introduce a bill relating to the length of time pawnbrokers must hold unredeemed property before selling it. (Signed) Joe T. Vosoba, Chairman

Permission to introduce the bill granted with 36 ayes, 0 nays, and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 711. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT to amend section 69-209, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 42, Seventy-second Session, Nebraska State Legislature, 1961, relating to pawnbrokers; to reduce the time pawnbrokers shall retain goods before offering the same for sale; and to repeal the original section.

Explanation of Vote

Mr. President: Had I been present at the time of Final Reading on April 26, I would have voted as follows: "Aye" on LB 477, LB 339 and LB 428.

Had I been present at the time of Final Reading on April 27, I would have voted as follows: "Aye" on LB 343 and LB 153.

Had I been present at the time of Final Reading on April 28, I would have voted as follows: "Nay" on LB 313, and "Aye" on LB 154, LB 464 and LB 281. (Signed) Hal Bridenbaugh

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and that LB 710 be referred to the Committee on Public Works. (Signed) Kenneth L. Bowen

Mr. Ruhnke moved to amend the Bowen motion and refer LB 710 to the Committee on Government and Military Affairs. The motion prevailed.

The Bowen motion, as amended, prevailed with 38 ayes, 0 nays, and 5 not voting, and LB 710 was referred to the Committee on Government and Military Affairs.

Visitors

Mr. Vosoba introduced Lloyd and Doris Ourecky of Wilber.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and that LB 711 be referred to the Committee on Judiciary. (Signed) Joe T. Vosoba

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 703. Placed on General File.

(Signed) George Syas, Chairman

Visitors

Mr. Munnelly introduced Sister Mary Bernardine, Father Dan Galas and twenty-three students of St. Francis School, Omaha.

Mr. Brandt introduced Mrs. Harold Hillman, Teacher, Mmes Clarence Koester, Raymond Rippe, Paul Hillman, Calvin Schutz and George Ullsperger, Mothers, and seventeen students of District 76, Otoe County.

MOTION—Final Reading

Mr. President: I move that we dispense with Final Reading today after the consideration of LB 349. (Signed) Don Thompson

The motion prevailed.

BILLS ON FINAL READING

LEGISLATIVE BILL 349.

Mr. Lautenschlager requested unanimous consent to have the following letter from Mr. Alvin N. Scissors, Director of the Department of Motor Vehicles, printed in the Journal. No objections. So ordered.

May 2, 1961

Senator Marvin Lautenschlager
Legislative Chamber
State House
Lincoln, Nebraska

Dear Senator Lautenschlager:

In response to your request regarding the cost per unit of the phototype driver's license as proposed in LB 349, the following information is submitted.

To my best knowledge and understanding, there is no reason whatsoever why the successful bidder for this particular phase of this program should enter a bid at more than twenty-five cents per unit as a finished product.

The experience involved with the several other states which have similar programs indicates that at no time has the top bid exceeded twenty-five cents. Because of the volume of licenses involved in Nebraska, it is believed that it could not possibly run over that figure here.

The remaining twenty-five cents which would be allocated for the administration of this act would be utilized for the purchase of driver license applications, postage, envelopes, and other items necessary for the successful administration of this law.

I have high hopes that the Nebraska bid for this contract will be so competitive that it is quite possible it would fall below the twenty-five cents quoted above. However, under no conditions will it exceed that amount.

If I may be of any further service to you, please feel free to contact me at your convenience.

Very truly yours,

DEPARTMENT OF MOTOR VEHICLES
(Signed) Alvin N. Scissors
Alvin N. Scissors
Director

ANS:ps

The pending Vosoba and Marvel motion, found in the Legislative Journal for the Eighty-second Day, to return LB 349 to Select File prevailed with 39 ayes, 0 nays, and 4 not voting.

SELECT FILE

LEGISLATIVE BILL 349. The pending Vosoba and Marvel amendments found in the Legislative Journal for the Eighty-second Day were adopted with 38 ayes, 0 nays, and 5 not voting.

Advanced to E and R for re-engrossment.

MOTION—LB 313

Mr. President: I move that we request the Governor to return LB 313 to the Legislature. (Signed) Michael P. Russillo

The motion prevailed with 35 ayes, 1 nay, and 7 not voting.

Visitors

Mr. Vosoba introduced Mrs. Irma Ourecky, Teacher, and nineteen students of the Wilber Public Schools.

SELECT FILE

LEGISLATIVE BILL 627. E and R amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 699. E and R amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 495. E and R amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 522. E and R amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 496. E and R amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 426. Advanced to E and R for engrossment.

Speaker Thompson Presiding

Visitors

Mr. Russillo introduced Mrs. Kavan, Principal, Mrs. Deeds and Mrs. Bridenbaugh, Teachers, and thirty-two students of the Eighth Grade, Jackson School, Omaha.

Mr. Hasebroock introduced Mrs. Lucille Hue, Teacher, Mmes Moeller, Clifford and Loftis, Mothers, and fifteen students of District 21, Burt County.

Mr. Rasmussen introduced Mrs. Irene Van Deusen, Teacher, Mmes Merida Odle, Delmar Rurve, Amos Hiebenthal, Clarence Toelke, David Rasmussen and William Bohling, Mothers, and twelve students of District 17, Washington County.

GENERAL FILE

LEGISLATIVE BILL 160. Sections 1, 2 and 3 read and considered.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend section 1, subsection (a), line 4, by striking the word "band" and inserting in lieu thereof "bank".

Reading waived on sections 4 through 30. Considered.

Mr. Knight offered the following amendment which was adopted:

1. Amend section 14 of the bill, line 9 by inserting ", including any damages a drawee financial institution may sustain through having returned a check or negotiable instrument due to the effect of this act", after "property".

Mr. Peck moved that LB 160 be indefinitely postponed.

President Burney Presiding

Mr. Lautenschlager moved the previous question. The motion prevailed with 22 ayes, 19 nays, and 2 not voting.

The Peck motion prevailed with 25 ayes, 16 nays, and 2 not voting, and LB 160 was indefinitely postponed.

Visitors

Mr. Staubitz introduced Messrs. Norman McDonald and Edward J. Young of Rockville.

Mrs. Orme introduced Mrs. Ruth Hollenbeck, Teacher, and forty-six students from Mound City, Missouri.

Mr. Hasebroock introduced Thelma Garms and Margaret Bachuss of Scribner.

MESSAGE FROM THE GOVERNOR

May 3, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

With reference to your Congressional Redistricting Act, LB 195, I would like to specifically call your attention to the disproportion in population between the various districts. It is traditional with us that Congressional Districts should as nearly as possible be of equal population. LB 195 appears to violate this principle.

I respectfully urge your honorable body to recall this Act for your further consideration.

I am confident that you can arrive at more equitable boundaries than those contained in this legislation.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

MOTION—Reconsider Action

Mr. President: I move that the Legislature reconsider its action on LB 195 on Final Reading. (Signed) Michael P. Russillo

Motion pending.

UNANIMOUS CONSENT—Print Amendments

Mr. Ruhnke requested unanimous consent to have amendments to LB 407 printed in the Journal. No objections. So ordered.

AMENDMENTS TO LEGISLATIVE BILL 407

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 76-711, Revised Statutes Supplement, 1959, be amended to read as follows:

76-711. The condemner shall not acquire any interest in or right to possession of the property condemned until he has deposited with the county judge for the use of the condemnee the amount of the condemnation award in effect at the time the deposit is made. If no appeal is taken by the condemner from the award of appraisers, the condemner will be deemed to have accepted the award unless he has within sixty days from the date of the award filed an election in writing to abandon the proceeding. If the proceeding is abandoned, proceedings may not again be instituted by the condemner to condemn the property within two years from the date of abandonment. If an appeal is taken from the award of the appraisers *by the condemnee* and the condemnee obtains a greater amount than that allowed by the appraisers, the condemnee shall be entitled to interest from the date of the deposit with the county judge at the rate of six per cent per annum on the amount finally allowed less interest at the same rate on the amount withdrawn, *or on the amount which the condemner offers to stipulate for withdrawal,* as provided by the provisions of section 76-719.01. *If an appeal is taken from the award of the appraisers by the condemner, the condemnee shall be entitled to interest from the date of the deposit with the county judge at the rate of six per cent per annum on the amount finally allowed, less interest at the same rate on the amount withdrawn, or on the amount which the condemner offers to stipulate for withdrawal, as provided by the provisions of section 76-719.01.* Upon deposit of the condemnation award with the county judge, the condemner shall be entitled to a writ of assistance to place him in possession of the property condemned.".

2. Amend the bill by renumbering original section 1 as section 2.

3. Amend the bill by adding a new section immediately after renumbered section 2 to be known as section 3 and to read as follows:

"Sec. 3. That section 76-719.01, Revised Statutes Supplement, 1959, be amended to read as follows:

76-719.01. Upon stipulation of the parties in interest, the county judge may order that not to exceed eighty per cent of the money deposited by the condemner in the county court be paid forthwith for or on account of the damages the condemnee has sustained or will sustain by the appropriation of the property to the use of the condemner. If all the parties in interest waive the right of appeal, the county judge shall distribute the money deposited by the condemner forthwith in accordance with the award of the appraisers and as soon as deposited by the condemner. If the compensation finally awarded in respect to the said property shall be less than the amount of the money so received by the condemnee, the court shall enter judgment against the condemnee for the amount that the condemnee has been overpaid, *together with interest at six per cent per annum from the date of withdrawal.*".

4. Amend the bill by renumbering original section 2 as section 3.

5. Amend renumbered section 3, line 2 by striking "is" and inserting "and sections 76-711 and 76-719.01, Revised Statutes Supplement, 1959, are".

Public Works Committee
By Arnold Ruhnke, Chairman

REPORT—LB 313 Returned

May 3, 1961

Mr. President: Your assistant clerk respectfully reports that the Governor has this date returned LB 313 to the Legislature in response to its request. (Signed) Francis V. Robinson

MOTION—Place LB 497 on General File

Mr. President: I move that LB 497 be placed on General File. (Signed) Harold B. Stryker

Motion pending.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 708	Tuesday, May 9, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 554. Indefinitely postponed.

(Signed) Hans O. Jensen, Chairman

Adjournment

At 12:03 p.m., on a motion by Mr. Russillo, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 4, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Eighty-third Day was approved.

Presented to the Governor

Presented to the Governor for approval on May 3, 1961, at 3:30 p.m.: LB 678 LB 637 LB 498 LB 315

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 528. Placed on General File.

LEGISLATIVE BILL 656. Placed on General File as amended.

Standing Committee amendments to LB 656:

1. Amend section 1 of the bill, line 12 by striking "twenty" and inserting *"ten"*, and line 34 by inserting *", or within five miles of the corporate limits,"*.

2. Amend section 2 of the bill, lines 13 to 16 by reinstating the stricken matter, line 16 by inserting *"except that"*, by striking lines 17 and 18 and inserting *"cial vehicles shall be registered"*, line 22 by inserting *", soil and water conservation districts,"* after "districts", and line 22 by inserting *"other"* before "political".

LEGISLATIVE BILL 263. Placed on General File.

LEGISLATIVE BILL 504. Placed on General File as amended.

Standing Committee amendments to LB 504:

1. Amend the bill by striking sections 1 to 3 and inserting in lieu thereof the following:

"Section 1. That section 39-729, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-729. In order to further promote safety, power is conferred upon the Department of Roads to devise and supervise the manufacture and erection of stop signs, red flares, traffic signals, traffic lights, or warning signs, and to erect and maintain such of them on state highways and at railroad crossings where the same intersect highways, where, in the judgment of the department, it is deemed advisable. In order to further promote safety, the power is conferred upon county boards to purchase and erect stop signs or warning signs and to erect and maintain such of them at all intersections on county highway systems, where, in the judgment of the county boards, it is deemed advisable. Also, for safety, power is conferred upon the county board, to erect and maintain stop signs, red flares, traffic signals, traffic lights, or warning signs to be of a standard approved by the department, as hereinbefore authorized, or such of them where, in the opinion of such body the public safety demands the same at the intersection of county highways and railroad crossings. The expense of the construction and maintenance of such stop signs, red flares, or warning signs shall be borne exclusively by the railroad companies when they are placed at railroad crossings. ~~All vehicles entering or crossing highways or railroad crossings on which stop signs are erected shall come to a full stop as near the right of way line as possible, before entering or crossing such highway or railroad crosings, and, regardless of direction, shall give the right of way to vehicles upon the highways to be driven upon or crossed. All vehicles entering or crossing highways or railroad crossings on which are installed traffic signals or traffic lights, shall come to a stop or shall go as indicated by the traffic signal or traffic light.~~

Sec. 2. *In order to promote public safety at the intersection of railroad lines and all classes of highways, excepting those highways for which federal aid is available, there is hereby created a special fund known as the Grade Crossing Protection Fund which shall be established in the state treasury to be used in furnishing financial assistance in the construction of automatic crossing protection at railroad grade crossings in this state.*

Sec. 3. *Each two years the Legislature shall direct the allocation of such money from the Gasoline Tax Fund as it determines* *may be necessary for the operation of the Grade Crossing Protection Fund.*

Sec. 4. That section 66-424.01, Revised Statutes Supplement, 1959, be amended to read as follows:

66-424.01. The Gasoline Tax Fund shall be distributed by the State Treasurer as follows:

(1) The State Treasurer shall first make all refunds, as provided in sections 66-413 and 66-414, and credit to the Division of Motor Fuels of the Department of Agriculture and Inspection such amount of the Gasoline Tax Fund as shall be necessary, in addition to such other funds as may be available for that purpose, to pay the cost of administering and enforcing the motor vehicle fuel tax laws of this state; *Provided,* that in no event shall the amount so credited exceed one per cent of the total Gasoline Tax Fund collected;

(2) The State Treasurer shall then pay all warrants drawn by the Auditor of Public Accounts for all refunds and for such amount as shall be necessary to provide the identifying chemicals as provided in section 66-447;

(3) One-twenty-fourth of the amounts provided for in subdivisions (4) and (5) of this section in the proportion they bear to each other;

(3) *(4)* Fifteen per cent of the remainder of the Gasoline Tax Fund after making the deductions as provided in subdivisions (1) and , (2) *and (3)* of this section shall then be transferred to the various county treasurers of the state in the same manner as provided in section 66-422 and shall be used as provided in sections 39-1001 to 39-1009;

(4) *(5)* Twenty-four per cent of the remainder of the Gasoline Tax Fund after making the deductions as provided in subdivisions (1) and , (2) *and (3)* of this section shall be transferred to the various county treasurers of the state in the same manner and for the same uses as provided in sections 66-422 and 66-423; and

(5) *(6)* The other sixty-one per cent of the remainder of the Gasoline Tax Fund after making the deductions as provided in subdivisions (1) and , (2) *and (3)* of this section shall be transferred to the Department of Roads in the same manner and for the same uses and purposes as provided in section 66-424.

Sec. 5. *The Department of Roads is hereby empowered to administer the funds deposited in the Grade Crossing Protection Fund as follows:*

(1) When any political subdivision of this state determines that automatic railroad grade crossing protection is required where a street, road, or highway intersects with the line of the railroad company within its jurisdiction, and demand is made upon the railroad company concerned, either the railroad company or the political subdivision shall inform the Department of Roads of such fact;

(2) Upon receiving such notice, or upon its own determination, the Department of Roads will forthwith examine the crossing concerned, in conjunction with representatives of the political subdivision and the particular railroad company involved, to arrive at an estimate of the cost and the type of automatic railroad grade crossing protection that should be required, and the justification of the expenditure for such protection;

(3) In order to facilitate and protect the interests of the public as a whole, and to compensate for the state-wide use of such crossing by the public; the Department of Roads shall pay sixty per cent of such automatic grade crossing protection from the Grade Crossing Protection Fund, and the balance of the cost shall be borne by the railroad involved;

(4) The Department of Roads shall allocate the amount to be borne by the Grade Crossing Protection Fund for the construction and installation of the automatic device for the protection of the railroad grade crossing concerned;

(5) In order to promote and safeguard the health and safety of its citizens, any political subdivision organized under the laws of this state may agree to and pay a portion of the cost of the construction of automatic safety devices at railroad crossings;

(6) Such political subdivisions may agree to assume a portion of the cost of such construction of automatic safety devices if it and the railroad company involved can reach an agreement as to the division of the balance of the cost of construction over and above that paid from the Grade Crossing Protection Fund;

(7) The Department of Roads shall enter into and enforce agreements involving such Grade Crossing Protection Fund as well as the supervision of the construction of such automatic signals and the auditing and collection of the bills covering the cost thereof. The Department of Roads is further authorized to enter into such contracts with any railroad companies and political subdivisions affected which are necessary to carry out the provisions of this act; and

(8) All grade crossing protection devices constructed in whole or in part by money from the Grade Crossing Protection Fund

herein established shall, after their construction, be the sole responsibility of the railroad company at whose railroad crossing such devices are constructed.

Sec. 6. *All vehicles entering or crossing highways or railroad crossings on which stop signs are erected shall come to a full stop before entering or crossing such highway or railroad crossings, and, regardless of direction, shall give the right-of-way to vehicles upon the highways to be driven upon or crossed. All vehicles entering or crossing highways or railroad crossings on which are installed traffic devices, or automatic grade crossing protection devices, shall come to a stop or shall go as indicated by the traffic device or automatic grade crossing protection device.*

Sec. 7. That section 75-219, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

75-219. The State Railway Commission shall have jurisdiction over all crossings of highways outside of incorporated villages, towns and cities, both public and private, across, over or under all railroads in the State of Nebraska, whether such railroads are operated by steam, electricity, or other power, and shall make such rules and regulations for the construction, repair and maintenance thereof as the commission shall deem adequate and sufficient for the protection and necessity of the public, whether passengers on the railroads or travelers on such ways, *except as to automatic grade crossing protection devices.*

Sec. 8. That section 75-221, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

75-221. Wherever any railroad track shall cross any such way in a cut, or on a curve, or side hill, or in timber lands, or near buildings, or near any obstruction of the view from the way, the State Railway Commission shall direct such precautions to be taken as it shall deem necessary for the safety of the traveling public, the facts having been developed either on the motion of the commission or upon complaint of interested parties. Each and every railroad company shall also provide and maintain such gates, crossings, signs, alarm bells and flagmen as the commission shall direct. The commission may adopt some uniform crossing sign, which shall be placed at any crossing and at such other places as the commission may direct. The commission may direct the placement of special signs where the physical conditions of any crossing warrant such action, *except as to automatic grade crossing protection devices.*

Sec. 9. That original sections 39-729, 75-219, and 75-221, Reissue Revised Statutes of Nebraska, 1943, and section 66-424.01, Revised Statutes Supplement, 1959, are repealed.".

2. Amend the title by striking lines 2 to 10 and inserting the following:

"FOR AN ACT relating to public safety on roads and highways; to amend sections 39-729, 75-219, and 75-221, Reissue Revised Statutes of Nebraska, 1943, and section 66-424.01, Revised Statutes Supplement, 1959; to establish the Grade Crossing Protection Fund; to provide the source and use of such fund; to provide for sharing the cost of automatic railroad grade crossing protection, as prescribed; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,".

(Signed) Arnold Ruhnke, Chairman

Enrollment and Review

LEGISLATIVE BILL 282. Placed on Select File.

LEGISLATIVE BILL 347. Placed on Select File as amended.

E and R amendments to LB 347:

1. In section 1, line 2, insert "an" after "mean".

2. In section 2, line 10, insert a comma after "thereof".

3. In the title, line 4, insert "to provide penalties; and" after the semicolon; and strike line 5 and insert "such cards.".

LEGISLATIVE BILL 588. Replaced on Select File as amended.

E and R amendments to LB 588:

1. In section 1, line 17, strike the comma and show the same as stricken.

2. In Enrollment and Review Amendment 3, adopted May 1, 1961, line 1, strike "8" and insert "17"; and in line 1, insert *"the"* before *"above"*.

LEGISLATIVE BILL 651. Correctly engrossed.

LEGISLATIVE BILL 600. Correctly engrossed.

LEGISLATIVE BILL 674. Correctly engrossed.

LEGISLATIVE BILL 204. Correctly engrossed.

(Signed) William B. Brandt, Chairman

SUSPEND RULES—Hearing

Mr. President: I move to suspend the rules to permit the Judiciary Committee to hold a hearing on LB 711 at 1:30 p.m., on Wednesday, May 10. (Signed) Joe T. Vosoba

The motion prevailed with 31 ayes, 0 nays, and 12 not voting.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 711	Wednesday, May 10, 1961	1:30 p.m.

MOTION—Introduce Bill

Mr. President: I move that the Agriculture Committee be permitted to introduce a bill relating to permitting the ice cream industry to use whey solids rather than just dry milk solids in order to compete price-wise with our neighboring states. (Signed) Hans O. Jensen, Chairman

Permission to introduce the bill granted with 33 ayes, 0 nays, and 10 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 712. By Committee on Agriculture, Hans O. Jensen, 25th District, Chairman.

A BILL FOR AN ACT to amend section 81-218.01, Reissue Revised Statutes of Nebraska, 1943, relating to frozen desserts; to redefine milk products; to repeal the original section; and to declare an emergency.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and LB 712 be referred to the Committee on Agriculture. (Signed) Hans O. Jensen

The motion prevailed with 35 ayes, 0 nays, and 8 not voting.

MOTION—Reconsider Action

Mr. Russillo renewed his pending motion found in the Legislative Journal for the Eighty-third Day, to reconsider the action on LB 195 on Final Reading.

Mr. Skarda moved the previous question. The motion prevailed with 28 ayes, 13 nays, and 2 not voting.

Mr. Russillo requested a record vote.

Voting in the affirmative, 15:

Adams
Bowen
Jensen
Knight
Marvel
McHugh
Moulton
Munnelly
Orme
Ruhnke
Russillo
Stromer
Thompson
Vosoba
Waldo

Voting in the negative, 27:

Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Lautenschlager
McCosh
Nelson
Peck
Rasmussen
Romans
Skarda
Stalder
Staubitz
Stryker
Syas
Webb
Wylie

Not voting, 1:

Klaver

The Russillo motion lost.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" to reconsider LB 195. (Signed) Sam Klaver

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 310. With emergency.

A BILL FOR AN ACT to amend section 86-213, Reissue Revised Statutes of Nebraska, 1943, relating to telephone lines; to provide an additional alternative standard for the granting of a certificate of convenience and necessity; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 501.

A BILL FOR AN ACT to amend section 39-727, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that a conviction for operating any motor vehicle or being in the actual control thereof while under the influence of alcoholic liquor or of any drug based upon violation of a state law or upon violation of a city or village ordinance shall be treated as a prior conviction in punishing a person for a second or third offense; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 2:

Romans
Wylie

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 597. With emergency.

A BILL FOR AN ACT relating to agriculture; to authorize the Director of the Department of Agriculture and Inspection to acquire title to and dispose of any patent or patents which may result from agricultural research conducted with funds of the Nebraska Agricultural Products Research Fund as prescribed; to provide that the revenues, if any, from such patent or patents be paid into the Nebraska Agricultural Products Research Fund to be used for the purpose of said fund; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 344. With emergency.

A BILL FOR AN ACT to amend section 16-324, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide that the street commissioner shall be subject to the orders of the mayor and council by resolution; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Nelson

Not voting, 1:

Burbach

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Burbach introduced Irene Lenzen, Teacher, and sixteen pupils from Fordyce High School.

Mr. Lautenschlager introduced Mmes Margaret Petersen and Catherine Miner, Teachers, and fifty-seven pupils from Stolley Park School, and nine parents.

Mr. Brandt introduced Mr. and Mrs. William Peterson of Syracuse, and Terry Peterson and Darlene Probst of Otoe County District 41.

LEGISLATIVE BILL 603.

A BILL FOR AN ACT to amend section 79-1304, Reissue Revised Statutes of Nebraska, 1943, relating to education; to provide a ratio for the loss of state apportionment because of the employment of legally unqualified teachers by a school district; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Munnelly
Nelson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 136. With emergency.

A BILL FOR AN ACT relating to highways; to establish rules of the road for freeways; to define terms; to provide penalties; to provide duties for certain officers as prescribed; to amend sections 39-723, 39-723.01, 39-723.02, 39-728, 39-746, 39-751, 39-7,110, 39-7,112, 39-7,115, 39-1337, and 60-437, Reissue Revised Statutes of Nebraska, 1943, section 39-7,108, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 218, Seventy-second Session, Nebraska State Legislature, 1961, and section 39-1339, Reissue Revised Statutes of Nebraska, 1943, as amended by section 7, Legislative Bill 218, Seventy-second Session, Nebraska State Legislature, 1961; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 4:

Diers
Klaver
Stromer
Syas

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Munnelly introduced Mr. A. C. Miller of Kennebec, South Dakota, who was formerly the Lieutenant Governor and is presently the Attorney General of South Dakota, and Mr. E. D. Sampson, Sheriff of Yankton, South Dakota.

LEGISLATIVE BILL 648.

A BILL FOR AN ACT to amend section 43-602, Reissue Revised Statutes of Nebraska, 1943, sections 79-2001, 79-2002, 79-2003, 79-2004, 79-2005, 79-2006, and 79-2007, Revised Statutes Supplement, 1959, and section 43-601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961, relating to visually handicapped persons; to change the name of the Nebraska School for the Blind to Nebraska School for the Visually Handicapped; to provide the period during which the program of education will be provided; to provide for medical services for persons for whom educational programs are provided; to provide where education programs may be carried on; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Jensen introduced Mr. Gary B. Garey, County Agent, and thirty-eight members of the County Home Extension Clubs of Polk County.

LEGISLATIVE BILL 609.

A BILL FOR AN ACT to amend section 33-117, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to provide that the fees for committing, guarding, and confining of prisoners, other than state prisoners, in counties having a population of more than two hundred thousand inhabitants shall be governed by the provisions of section 33-117.01, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft

Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3.

McCosh
Moulton
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Bowen introduced Mrs. Alberta Ware, Teacher, and fourteen students of the Seventh and Eighth Grades, Riverton Rural School District 5.

Mr. Bridenbaugh introduced Mmes Phil Verzoiu, Edna Arends, Rose Miille, Evelyn Meis and Angie Hannlon, representatives of the Jackson Deanery.

LEGISLATIVE BILL 523.

A BILL FOR AN ACT to amend section 46-257, Reissue Revised Statutes of Nebraska, 1943, relating to dams; to provide for the construction of dams for reservoir purposes across ordinarily dry water courses; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Gerhart
Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 448.

A BILL FOR AN ACT to amend sections 46-602 and 46-603, Reissue Revised Statutes of Nebraska, 1943, and section 46-604, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 32, Seventy-second Session, Nebraska State Legislature, 1961, relating to ground water; to change the conditions for registration of irrigation wells; to provide for plugging of an abandoned well; to provide for replacement wells; to provide the contents of the certificate of the well driller; to provide the disposition of certificates of well drillers; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 323.

Mr. Gerhart offered the following amendments which were adopted by unanimous consent:

1. Amend section 1 of the bill, line 29, by striking "with the Department of Roads" and insert "*with the Department of Roads pursuant to section 60-505*".

2. Amend the bill by striking the Romans General File Amendment 5, renumbering original sections 3 to 6 as sections 4 to 7 respectively; and renumbering section 9 contained in Enrollment and Review Amendment 6, adopted April 27, 1961, as section 8.

3. Amend renumbered section 6 of the bill, lines 2 and 3 by striking "after record has been made of the necessary information contained thereon", and inserting "*within ten days after receipt of the report of accident*".

4. Amend renumbered section 8, line 2, by striking "60-505.01," and line 6 by inserting "60-505.01," after "sections" and by inserting a comma after "60-524.01".

Mr. Jensen moved that LB 323 be returned to General File for the following specific amendment:

1. Strike the following from lines 6 and 7 of Enrollment and Review Amendment 6: "and also sections 60-524.01 and 60-524.02, Reissue Revised Statutes of Nebraska, 1943,".

Mr. Moulton Presiding

Mr. Romans moved the previous question. The motion prevailed with 34 ayes, 0 nays, and 9 not voting.

The Jensen motion lost with 10 ayes, 27 nays, and 6 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 296. E and R amendments found in the Legislative Journal for the Eighty-third Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Nelson introduced Mr. Kenneth Weller, Superintendent, and fourteen pupils from Chambers Public School.

LEGISLATIVE BILL 694. E and R amendments found in the Legislative Journal for the Eighty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 615. E and R amendments found in the Legislative Journal for the Eighty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 620. E and R amendments found in the Legislative Journal for the Eighty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 515. E and R amendments found in the Legislative Journal for the Eighty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 39. Advanced to E and R for engrossment.

LEGISLATIVE BILL 503. E and R amendment found in the Legislative Journal for the Eighty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 589. E and R amendment found in the Legislative Journal for the Eighty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 118. E and R amendment found in the Legislative Journal for the Eighty-third Day was adopted.

Advanced to E and R for engrossment.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 710 Friday, May 12, 1961 2:00 p.m.

Agriculture

LB 712	Wednesday, May 10, 1961	2:00 p.m.

Banking, Commerce and Insurance

LB 490	Tuesday, May 9, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 697. Placed on General File.

(Signed) J. W. Burbach, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 383. Indefinitely postponed.

LEGISLATIVE BILL 622. Placed on General File as amended.

Standing Committee amendments to LB 622:

1. Amend the bill by striking sections 1 to 3 and inserting in lieu thereof the following:

"Sec. 1. Where transportation is involved in connection with the sale of personal property and the price at which such personal property is sold is a delivered price at destination, the consignor shall have the right to determine the means of transportation to be used and the routing of the shipment.

Sec. 2. Where transportation is involved in the sale of personal property and the price at which such property is sold is determined f.o.b. shipping point, the consignee shall have the right to determine the means of transportation to be used and the routing of the shipment; provided, however, that if the consignor shall not have received written shipping instructions from the consignee designating a specific carrier a reasonable time prior to the making of the shipment, the consignor may determine the means of transportation to be used and the routing of the shipment.

Sec. 3. If, under section 2, a consignor of personal property shall violate written shipping instructions given by the consignee to the consignor a reasonable time prior to the making of the shipment, the consignor shall be liable for treble damages to the consignee or any public carrier who shall have been injured by the failure of the consignor to comply with the written shipping instructions given the consignor by the consignee."

(Signed) H. L. Gerhart, Vice-chairman

Judiciary

LEGISLATIVE BILL 524. Placed on General File as amended.

Standing Committee amendment to LB 524:

1. In Section 1, lines 75 and 76, strike the words "in the form prescribed by the department" and in line 77 after the first comma, strike the remainder of the sentence to the period in line 80.

LEGISLATIVE BILL 594. Placed on General File.

LEGISLATIVE BILL 595. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

Committee on Committees

May 4, 1961

Honorable Dwight W. Burney
Lieutenant Governor
State Capitol
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Frank B. Morrison to this body. The Committee suggests that the appointments be voted upon by this Legislative Body, and suggests confirming each by record vote.

E. K. Yanney, Lodgepole—Member, Board of Education of State Normal Schools, for unexpired term of Mrs. Haven Smith, resigned, which term expires January 1, 1963.

Orville Parrish, Lincoln—Member, Motor Vehicle Dealers' License Board, whose term will expire May 18, 1962.

Henry Adams, Omaha—Member, Motor Vehicle Dealers' License Board, whose term will expire May 18, 1963.

Robert Kramer, Sr., Scottsbluff—Member, Motor Vehicle Dealers' License Board, whose term will expire May 18, 1964.

Respectfully submitted,

(Signed) J. O. Peck
J. O. PECK, Chairman
Committee on Committees

JOP/jg

GENERAL FILE

LEGISLATIVE BILL 646. Laid over.

LEGISLATIVE BILL 402. Laid over temporarily.

LEGISLATIVE BILL 406. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Stalder introduced Mary L. Duder, Teacher, and nine pupils of Johnson County District 16, and Mmes Neeman, Walters, Curry and Grof, mothers.

LEGISLATIVE BILL 402. Read and considered.

Speaker Thompson Presiding

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitiors

Mr. Marvel introduced Mr. E. E. Brodkey and Mr. E. D. Brodkey of Omaha.

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted and that each appointment be confirmed separately and by record vote. (Signed) Albert A. Kjar

The motion prevailed.

Vote on Mr. Yanney

Voting in the affirmative, 39:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bowen
Peck
Romans
Stromer

Having received a majority of the votes of all members, the Speaker declared the appointment of Mr. Yanney confirmed.

Vote on Mr. Parrish

Voting in the affirmative, 39:

Adams
Adamson
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bowen
Brandt
Peck
Stromer

Having received a majority of the votes of all members, the Speaker declared the appointment of Mr. Parrish confirmed.

Vote on Mr. Adams

Voting in the affirmative, 39:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes

Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Ruhnke
Romans
Skarda
Stalder
Staubitz
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bowen
Peck
Russillo
Stromer

Having received a majority of the votes of all the members, the Speaker declared the appointment of Mr. Adams confirmed.

Vote on Mr. Kramer

Voting in the affirmative, 38:

Adams
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Adamson
Bowen
Peck
Russillo
Stryker

Having received a majority of the votes of all members, the Speaker declared the appointment of Mr. Kramer confirmed.

Member Excused

Mr. Klaver was excused for Friday, May 5.

LEGISLATIVE EXPENSES, April 1961

Account E-2 Salaries of Members
Gross Amount .... $ 8,600.00

Account E-4 Officers' and Employees' Salaries		
Gross Amount		17,080.89
Account 7 Salary of Lieutenant Governor		
Gross Amount		250.00
Account 7 A Expenses, Lieutenant Governor		
Sanitary Towel & Laundry	$ 3.10	
Supt. of State Bldgs. & Grounds	13.90	
Total expenses		17.00
Account 8 Clerks' Salary, Other Wages, Maintenance and Supplies		
Gross Amount - Salary		791.66
Account E-5 Incidental Expense		
T. M. Duffield Company, Repair RCA	$ 11.92	
Drs. Neely, Neely, McGreer & Bradley, X-Ray, Otto Dowling	8.00	
W. W. Carveth, M.D., Medical	26.50	
Nebr. Typewriter Co., Rental	136.50	
Felton & Wolf Co., Supplies	18.72	
Purchasing Dept., Supplies	197.21	
Nebr. Typewriter Co., Repair	18.10	
Harold B. Stryker, Expenses - Senators	5.70	
J. J. Exon Company, Repair Thermofax	16.38	
Purchasing Dept., Multilithing	2.35	
Joe Christensen, Daily Journal	3,096.72	
Purchasing Dept., Supplies	582.25	
Sanitary Towel & Laundry, Service	5.50	
Capitol Printing Co., LB 679 -694	316.16	
Capitol Printing Co., Supplies	90.12	
Gold & Company, Water Pitchers	16.73	
Manpower, Inc., Salary - Steno.	71.20	
Purchasing Dept., Multilithing	3.90	
The Lincoln Tele. & Tele. Co., Service	25.60	
Purchasing Dept., IBM Services	154.76	
Nat'l Foundation for Economic Stability, copies	12.50	
Supt. of State Bldgs. & Grounds, Telephone Service	138.85	
Dictaphone Corporation, Records	24.30	
Manpower, Inc., Salary - Steno.	71.20	
Readers' Digest Association, Copies	3.00	
Total		$ 5,054.17

Account 5 Intergovernmental Cooperation Commission
Hal Bridenbaugh, Expenses of Senators Moulton,
Stryker and Bridenbaugh to South Dakota 7.01

(Signed) Hugo F. Srb
Clerk of the Legislature

Adjournment

At 11:57 a.m., on a motion by Mr. Claussen, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, May 5, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Klaver and Skarda who were excused, and Mr. Claussen who was excused until 9:20 a.m.

The Journal for the Eighty-fourth Day was approved.

MESSAGE FROM THE GOVERNOR

May 3, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on May 3, 1961, he approved LB 339, LB 428, LB 477, LB 153, and LB 343.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

Presented to the Governor

Presented to the Governor for approval on May 4, 1961, at 3:00 p.m.: LB 195

(Signed) Martha Haines, Enrolling Clerk

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 436.

A BILL FOR AN ACT to amend section 39-1352, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that the financial showing required of contractors in statement of qualifications for bidding on construction work of roads, bridges and their appurtenances may be certified by a public accountant; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Claussen
Klaver
Munnelly
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 638. With emergency.

A BILL FOR AN ACT to amend section 50-503, Reissue Revised Statutes of Nebraska, 1943, and section 84-120, Revised Statutes Supplement, 1959, relating to public officers; to change the manner of succession to the offices of Speaker of the Legislature and Governor; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Claussen
Klaver
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Knight introduced Mrs. Mary Stearnes, Teacher, and twenty-three pupils of Grades Six, Seven, and Eight of the Raymond Public School, and Clarence Jacobson, W. H. Hellerich, Frank Pavel, and Mr. and Mrs. Bill Krone, parents.

LEGISLATIVE BILL 608. With emergency.

A BILL FOR AN ACT to amend sections 8-140, 8-146, and 8-157, Reissue Revised Statutes of Nebraska, 1943, sections 8-119, 8-131, 8-155, and 8-602, Revised Statutes Supplement, 1959, and section 8-136, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 4, Seventy-second Session, Nebraska State Legislature, 1961, relating to banks and banking; to change the present minimum capital stock of banks; to reduce the call reports of banks to two; to eliminate provisions of keeping reserves in approved depository; to permit the board of directors to have an audit made of their bank in lieu of the two examinations of the board of directors; to clarify the provisions prohibiting banks from increasing the book value of their present real estate, furniture and fixtures; to raise the limitations upon notes without a property statement or security; to change the method of increasing or decreasing the paid-in capital stock of a bank; to change the schedule of fees to be collected by the Department of Banking and the disbursement of the same; to repeal the original sections, and also sections 8-120 and 8-121, Revised Statutes Supplement, 1959; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Nelson

Not voting, 2:

Klaver
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 543. With emergency.

A BILL FOR AN ACT relating to labor; to provide that the provisions of sections 48-301 and 48-302, Reissue Revised Statutes of Nebraska, 1943, shall not be construed to apply to the employment of any child solely as a caddy on any golf course or place where golf is played; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen

Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Klaver
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 425.

A BILL FOR AN ACT to amend section 79-311, Reissue Revised Statutes of Nebraska, 1943, as amended by section 10, Legislative Bill 124, Seventy-second Session, Nebraska State Legislature, 1961, relating to schools; to provide the qualifications for the office of county or district superintendent in counties having a population of less than sixty-five hundred inhabitants; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Fleming
Jensen
Klaver
Nelson
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 706. Placed on General File as amended.

Standing Committee amendments to LB 706:

1. Amend section 6 of the bill by striking lines 12 to 23 and inserting the following:

“

Size or weight class	Minimum net weight per dozen Ounces	Minimum net weight per 30 dozen Pounds	Minimum weight for individual eggs at rate per dozen Ounces
Jumbo	30	56	29
Extra large	27	50½	26
Large	24	45	23
Medium	21	39½	20
Small	18	34	17
Peewee	15	28	—”,

and by inserting after line 46 the following:

“(6) Eggs produced and marketed under Federal-State Market Quality Control programs having requirements equal to or more rigid than Nebraska Grade A may be sold at retail in Nebraska.”.

2. Amend the bill by adding a new section immediately after section 17 to be known as section 18 and to read as follows:

“Sec. 18. It shall be unlawful to place eggs in containers that are unsanitary.”.

3. Amend the bill by renumbering original sections 18 and 19 as sections 19 and 20 respectively.

(Signed) Hans O. Jensen, Chairman

Judiciary

LEGISLATIVE BILL 134. Placed on General File.

LEGISLATIVE BILL 342. Indefinitely postponed.

LEGISLATIVE BILL 447. Indefinitely postponed.

LEGISLATIVE BILL 683. Indefinitely postponed.

LEGISLATIVE BILL 689. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

Enrollment and Review

LEGISLATIVE BILL 197. Replaced on Select File as amended.

E and R amendments to LB 197:

1. In Standing Committee Amendment 1, section 4, lines 2 and 11, strike *"a"* and insert *"an"*.

2. In the Waldo Unanimous Consent Amendment adopted April 25, 1961, line 9, insert *"a"* before "dairy".

3. In Standing Committee Amendment 1, section 5, line 1, strike *"a"* and insert *"an"*.

4. In Standing Committee Amendment 1, section 8, line 2, strike *"a"* and insert *"an"*.

5. In Standing Committee Amendment 1, section 13, line 38, strike *"a"* and insert *"an"*.

6. In Standing Committee Amendment 1, section 14, line 12, insert *"or certified"* after *"registered"*.

7. In Standing Committee Amendment 1, section 15, lines 7, 11, and 12, strike *"a"* and insert *"an"*.

8. In Standing Committee Amendment 1, section 26, line 2, strike *"a"* and insert *"an"*.

9. In the Jensen Unanimous Consent Amendment, adopted April 26, 1961, insert a period at the end of line 2 and strike line 3.

10. In new section 28, line 11, strike "this act" and insert "~~this act~~ *sections 1 to 3, Legislative Bill 215, Seventy-second Session, Nebraska State Legislature, 1961*".

11. In new section 29, lines 4 and 5 and also line 8, strike "of this act" and insert "~~of this act~~ *, Legislative Bill 215, Seventy-second Session, Nebraska State Legislature, 1961,*".

12. In new section 30, line 4, strike "this act" and insert "~~this act~~ *sections 1 to 3, Legislative Bill 215, Seventy-second Session, Nebraska State Legislature, 1961,*".

LEGISLATIVE BILL 235. Replaced on Select File as amended.

E and R amendments to LB 235:

1. In the McCosh Unanimous Consent Amendment, adopted May 2, 1961, line 1, strike "2" and insert "3"; in line 5, insert "and before the new paragraph added by Standing Committee Amendment 3" after "30"; and also in line 5, insert *"(a)"* after *"(4)"*.

2. In Standing Committee Amendment 3, line 3, insert *"(b)"* before *"For"*.

3. In renumbered section 13, line 6, insert *"State"* before *"Board"*.

LEGISLATIVE BILL 349. Correctly re-engrossed.

LEGISLATIVE BILL 699. Correctly engrossed.

LEGISLATIVE BILL 495. Correctly engrossed.

LEGISLATIVE BILL 426. Correctly engrossed.

LEGISLATIVE BILL 503. Correctly engrossed.

LEGISLATIVE BILL 589. Correctly engrossed.

LEGISLATIVE BILL 597. Correctly enrolled.

LEGISLATIVE BILL 344. Correctly enrolled.

LEGISLATIVE BILL 501. Correctly enrolled.

LEGISLATIVE BILL 310. Correctly enrolled.

LEGISLATIVE BILL 609. Correctly enrolled.

LEGISLATIVE BILL 648. Correctly enrolled.

LEGISLATIVE BILL 136. Correctly enrolled.

LEGISLATIVE BILL 603. Correctly enrolled.

LEGISLATIVE BILL 523. Correctly enrolled.

LEGISLATIVE BILL 448. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Visitors

Mr. Romans introduced his brother and sister-in-law, Mr. and Mrs. Jean Romans of Alma.

Mr. McCosh introduced Reverend Leslie A. Moore and Mrs. Moore of Gering.

MOTION—LB 694

Mr. President: I move to recall LB 694 to Select File for the following specific amendments. (Signed) Marvin Lautenschlager

1. Amend the bill by adding a new section immediately after section 2 to be known as section 3 and to read as follows:

"Sec. 3. *In order to aid in defraying the salaries, wages, maintenance, and expense of operation of the school as authorized in section 1 of this act, for the biennium ending June 30, 1961, there is hereby transferred from Auditor Account No. 500 the sum of five thousand nine hundred dollars to the State Department of Education.*".

2. Amend the bill by renumbering sections 3 and 4 as sections 4 and 5, respectively.

Amendments pending.

The motion prevailed with 27 ayes, 0 nays, and 16 not voting.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 597 LB 344 LB 501 LB 310 LB 609 LB 648 LB 136 LB 603 LB 523 LB 448

SELECT FILE

LEGISLATIVE BILL 282. Advanced to E and R for engrossment.

LEGISLATIVE BILL 347. E and R amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 588. E and R amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 694. The pending Lautenschlager specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

MOTION—LB 156

Mr. McHugh renewed his pending motion found in the Legislative Journal for the Sixty-fifth Day to place LB 156 on General File.

Mr. McHugh requested a Call of the House.

A Call of the House was ordered and showed 38 members present.

Mr. Munnelly moved that the Call be raised. The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

The McHugh motion prevailed with 24 ayes, 15 nays, and 4 not voting, and LB 156 was placed on General File.

MOTION—Place LB 348 on General File

Mr. Waldo renewed his pending motion found in the Legislative Journal for the Sixty-fourth Day to place LB 348 on General File.

The motion lost with 13 ayes, 23 nays, and 7 not voting.

Visitors

Mr. Rasmussen introduced Miss Judith Meyer, Teacher, and twelve pupils from District 27, Dodge County, and five parents.

Mr. Marvel introduced Mr. Dale Yung, Superintendent, and ten sophomore pupils from Roseland.

Mr. Bowen introduced Mmes Norris Ecklund and Milton Steinkruger, Teachers, and thirty-two Seventh and Eighth Grade pupils from Hildreth Public School.

Mr. Gerdes introduced Mr. Earl Price, Box Butte County Commissioner, of Hemingford.

MESSAGE FROM THE GOVERNOR

May 5, 1961

The President, the Speaker,
and Members of the Legislature

Gentlemen and Mrs. Orme:

I am hereby requesting the introduction of a bill regarding the Indian problem in Thurston County.

The proposals in this bill were arrived at after long conferences with both the officials of Thurston County and the representatives of the Indians. The bill further reflects the thinking that the Governor takes an oath of office to enforce the laws of the State. This is an area that has been neglected and must be corrected.

A detailed letter is available on the conferences and will be supplied to all Senators.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:ojf

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 713. By Hal Bridenbaugh of Legislative District 13 and Edwin T. McHugh of Legislative District 3, upon recommendation of the Governor.

A BILL FOR AN ACT to amend section 23-362, Revised Statutes Supplement, 1959, relating to Indians; to change the amount a county may be reimbursed for feeding Indian prisoners; to provide for an advisory committee and its duties; to provide for the appointment of the members of the advisory committee, their term of office, compensation and expenses; to provide for deputy state sheriffs, their appointment, powers, duties, bond and salary; to repeal the original section; and to declare an emergency.

GENERAL FILE

LEGISLATIVE BILL 675. Laid over until Tuesday, May 9, at the request of Mr. Syas.

Visitors

Mr. Syas introduced Mr. George R. Brodston, Principal, and seventy pupils from Bishop Ryan High School, Omaha.

LEGISLATIVE BILL 646. Considered.

Mr. Waldo moved that LB 646 be indefinitely postponed.

The motion lost with 14 ayes, 18 nays, and 11 not voting.

Mr. Russillo moved that the rules be suspended and LB 646 be withdrawn.

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

Member Excused

Mr. Waldo was excused for Monday, May 8, 1961.

Mr. Moulton Presiding

Visitors

Mr. Rasmussen introduced Mr. Stan Carlson, Teacher, and twenty-six pupils of Uehling Elementary School, and eight parents; and Mr. Harold Bergt, Principal, Messrs. Martin Senske and Harold Russill, Teachers, and forty-six pupils of Trinity Lutheran School, Fremont.

Mr. Stalder introduced Mrs. Shirley Meinzer, Teacher, and 7 pupils of District 27, Richardson County, and 5 parents.

Mr. Lautenschlager introduced Mrs. Marjorie Mays, Teacher, and eight pupils from District 63, Hall County, and Mr. and Mrs. Gerald Hartwig and Mrs. Rex Morris.

MOTION—Place LB 664 on General File

Mr. President: I move that LB 664 be placed on General File.
(Signed) Willard H. Waldo

Mr. Waldo requested unanimous consent to have his motion laid over until Monday, May 15.

Mr. Syas objected.

Mr. Peck moved the previous question. The motion prevailed with 33 ayes, 1 nay, and 9 not voting.

Mr. Waldo requested a Call of the House.

A Call of the House was ordered and showed 36 members present.

Mr. Romans moved that the Call be raised. The motion prevailed with 32 ayes, 0 nays, and 12 not voting.

Mr. Waldo requested a record vote.

Voting in the affirmative, 8:

Erlewine
Forrester
Knight
Lautenschlager
Ruhnke
Vosoba
Waldo
Webb

Voting in the negative, 31:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Wylie

Not voting, 4:

Bowen
Klaver
Skarda
Thompson

The Waldo motion lost.

Member Excused

Mr. Jensen was excused at 11:05 a.m.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and LB 713 be referred to the Committee on Government and Military Affairs. (Signed) Hal Bridenbaugh

The motion prevailed with 32 ayes, 1 nay, and 10 not voting.

Visitors

Mr. Stalder introduced Mrs. Donna Puls, Teacher, and nineteen pupils of District 2, Pawnee County, and seven parents.

UNANIMOUS CONSENT—Change of Order

Mr. McHugh requested unanimous consent to have LB 156 placed at the head of General File for consideration at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 156. Read and considered.

Advanced to E and R for review with 17 ayes, 14 nays, and 12 not voting.

MESSAGE FROM THE GOVERNOR

May 5, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

L.B. 313 has been returned to you in compliance with Senator Russillo's motion adopted by your honorable body.

It is my recommendation that this bill be amended in compliance with the suggestion of the Bureau of Public Roads, to prevent any possible misconstruction of the legislative intent.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

SUSPEND RULES—Reconsider Action

Mr. President: I move that the rules be suspended and that we reconsider our action on Final Passage of LB 313. (Signed) Michael P. Russillo

The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

BILLS ON FINAL READING

LEGISLATIVE BILL 313.

Mr. Russillo moved that LB 313 be returned to Select File for the following specific amendments:

1. Amend Vosoba General File Amendment 1, adopted April 18, 1961, line 4 by inserting *"1"* after "July".

2. Amend Section 3 of the bill, line 19 by inserting *"as they exist on September 21, 1959"* after "municipalities", and line 22 by inserting *", as of September 21, 1959,"* after "use".

Amendments pending.

The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Burbach introduced Messrs. Vernon Viergotz and Vance Viergotz of Randolph.

Mr. Kjar introduced Superintendent E. E. Sovereign and five students of the Eddyville Eighth Grade Social Study Class.

GENERAL FILE

LEGISLATIVE BILL 407. Read and considered.

The Public Works Committee amendments found in the Legislative Journal for the Eighty-third Day were adopted.

Mr. Ruhnke offered the following amendment which was adopted:

6. Amend title to conform.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

MOTION—LB 598

Mr. President: I move that LB 598 be placed on General File. (Signed) Jack Romans

Motion pending. Laid over.

Members Excused

Mr. McHugh was excused until Thursday, May 11.

Mr. Bowen was excused for Monday, May 8.

MOTION—Memorial Day Recess

Mr. President: I move that when we adjourn on Friday, May 26, we adjourn until 2:00 p.m., Wednesday, May 31, 1961. (Signed) Don Thompson

The motion prevailed.

UNANIMOUS CONSENT—LB 681

Mr. Romans requested unanimous consent for permission to consider LB 681 on General File immediately following LB 533 on Monday, May 8. No objections. So ordered.

MOTION—Withdraw LB 462

Mr. President: I move that LB 462 be withdrawn. (Signed) John P. Munnelly

Motion pending. Laid over.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 425 on Final Reading. (Signed) George H. Fleming

GENERAL FILE

LEGISLATIVE BILL 408. Read and considered.

Laid over until Tuesday, May 9, at the request of Mr. Russillo.

Visitors

Mr. Adams introduced Dr. Edith K. Hall, Principal, and the Eighth Grade Class of Kellom School, Omaha.

MOTION—Adjournment

At 12:04 p.m., on a motion by Mr. Fleming, the Legislature adjourned until 9:30 a.m., Monday, May 8, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 8, 1961

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bowen, Hasebroock, McHugh, and Waldo who were excused.

Corrections for the Journal

Page 1287, line 11, do not underscore the word "dairy".

The Journal for the Eighty-fifth Day was approved as corrected.

Communication

Letter from Representative Ralph F. Beermann, acknowledging receipt of LR 20.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 189. Indefinitely postponed.

LEGISLATIVE BILL 187. Indefinitely postponed.

(Signed) Arnold Ruhnke, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 693. Placed on General File.

(Signed) Sam Klaver, Chairman

MOTION—Change of Order

Mr. President: I move that the following bills, all of which affect the budget, be brought to the head of General File, to be considered in the order listed, immediately after consideration of LB 681: LB 169, LB 248, LB 585, LB 582, LB 466, LB 507, LB 322. (Signed) Don Thompson

The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

MOTION—Recess

Mr. President: I move that we recess at 12:00 o'clock noon today, until 2:00 p.m., and that during the afternoon session, only noncontroversial bills be handled on General File while any committee is holding a meeting or hearing. (Signed) Don Thompson

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 514.

A BILL FOR AN ACT to amend sections 79-426.09, 79-426.14, and 79-426.15, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the procedure for reorganization of school districts; to provide when a county committee for the reorganization of school districts shall exclude a district from a plan for the reorganization of school districts; to provide that the county committee shall hold one or more public hearings as prescribed; to provide that in an election on a proposed plan for the reorganization of school districts, school districts of the first class within the boundaries of which are located an incorporated village or city shall constitute a separate voting unit; to provide that school districts of the first class which do not have within their boundaries an incorporated village or city shall constitute a separate voting unit; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 18:

Adamson
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Kjar
Lautenschlager
Nelson
Peck
Rasmussen
Romans
Staubitz
Webb
Wylie

Voting in the negative, 21:

Adams
Brandt
Burbach
Gerhart
Jensen
Klaver
Knight
Marvel
McCosh
Moulton
Munnelly
Orme
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba

Not voting, 4:

Bowen
Hasebroock
McHugh
Waldo

Having failed to receive a constitutional majority, the bill failed to pass.

LEGISLATIVE BILL 502.

A BILL FOR AN ACT to amend section 37-603, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 27, Seventy-second Session, Nebraska State Legislature, 1961, relating to game and fish; to enlarge the authority of conservation and deputy conservation officers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Adams
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Fleming
Forrester
Gerhart
Jensen
Klaver
Knight
Marvel
McCosh
Moulton
Munnelly
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Wylie

Voting in the negative, 8:

Craft
Erlewine
Gerdes
Kjar
Lautenschlager
Nelson
Peck
Webb

Not voting, 5:

Adamson
Bowen
Hasebroock
McHugh
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 416.

A BILL FOR AN ACT to amend section 60-326.01, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registration; to increase the share of the motor vehicle registration fee retained by the county treasurer; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bowen
Hasebroock
McHugh
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 424. Laid over temporarily at the request of Mr. Brandt.

LEGISLATIVE BILL 274. With emergency.

A BILL FOR AN ACT to amend section 32-231.01, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to increase the compensation of the election commissioner, chief deputy commissioner, judges, clerks, and district inspectors in counties having a population of more than sixty thousand and not more than two hundred thousand inhabitants; to provide when such increases shall become operative; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Adams
Adamson
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 2:

Brandt
Forrester

Not voting, 7:

Bowen
Erlewine
Gerhart
Hasebroock
McHugh
Staubitz
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 431. With emergency.

A BILL FOR AN ACT to amend section 44-231, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to clarify the manner of amending articles of incorporation of domestic insurance companies and the giving of notice thereof as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Bowen
Forrester
Hasebroock
McHugh
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 661.

A BILL FOR AN ACT to amend section 32-231, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to increase the salary of the election commissioner and chief deputy commissioner in counties having a population of more than two hundred thousand inhabitants as prescribed; to provide when such increases in salary shall become effective; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Adams
Burbach
Claussen
Craft
Diers
Gerdes
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Wylie

Voting in the negative, 5:

Adamson
Brandt
Fleming
Forrester
Webb

Not voting, 7:

Bowen
Bridenbaugh
Erlewine
Gerhart
Hasebroock
McHugh
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 424.

Mr. Brandt moved that LB 424 be returned to Select File for the following specific amendments:

1. Amend section 1 of the bill, line 13, by inserting *"nonuniform"* after *"establishing"*; and line 14 by inserting *"based on differences in actual costs"* after *"shipments"*.

2. Amend the title, line 5, by inserting "nonuniform" after "established"; and line 6 by striking "shipment" and inserting "shipments based on differences in actual costs".

Amendments pending.

The motion prevailed with 35 ayes, 0 nays, and 8 not voting, and LB 424 was returned to Select File.

Visitors

Mr. Bridenbaugh introduced a group of forty-seven representing four Northeast Nebraska counties.

MESSAGE FROM THE GOVERNOR

May 8, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your honorable body that on May 5, 1961, I approved LB 154, LB 281, LB 464, LB 329, LB 221, LB 315, LB 637, LB 678, and LB 498.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

MOTION—Withdraw LB 462

Mr. Munnelly renewed his pending motion found in the Legislative Journal for the Eighty-fifth Day to withdraw LB 462.

The motion prevailed and the bill was withdrawn.

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Munnelly requested unanimous consent to withdraw the hearing scheduled on LB 462 for Tuesday, May 9, by the Banking, Commerce and Insurance Committee. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on May 5, 1961, at 5:00 p.m.: LB 344 LB 310 LB 501 LB 597 LB 609 LB 648 LB 136 LB 603 LB 523 LB 448

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 581. Placed on General File as amended.

Standing Committee amendments to LB 581:

1. Amend section 1 of the bill, line 4 by striking "appropriated from the state General Fund", and inserting "transferred from Auditor Account No. 500.".

2. Amend section 2 of the bill, line 4 by striking "appropriated from the state General Fund", and inserting "transferred from Auditor Account No. 500".

3. Amend the bill by striking section 3.

4. Amend the bill by renumbering original section 4 as section 3.

(Signed) Richard D. Marvel, Chairman

Enrollment and Review

LEGISLATIVE BILL 406. Placed on Select File as amended.

E and R amendment to LB 406:

1. In the title, lines 5 and 6, strike "or purchaser thereof under conditional sales contract".

LEGISLATIVE BILL 402. Placed on Select File as amended.

E and R amendment to LB 402:

1. In section 1, line 25, strike "assessment" and insert "assessments".

LEGISLATIVE BILL 496. Replaced on Select File as amended.

E and R amendment to LB 496:

1. In the Knight General File Amendment 1, line 3, insert "and show old matter as stricken" after "12"; in line 5, strike "the

word 'as' " and insert "by bonds *as*"; in line 6, insert "the" after "to"; and also in 6, insert "and show the same as stricken" after the quoted matter.

LEGISLATIVE BILL 627. Replaced on Select File as amended.

E and R amendments to LB 627:

1. In Enrollment and Review Amendment 2, adopted May 3, 1961, line 5, strike "11" and insert "10".

2. In Enrollment and Review Amendment 10, adopted May 3, 1961, line 4, insert ", Reissue Revised Statutes of Nebraska, 1943" after "33-150".

LEGISLATIVE BILL 323. Replaced on Select File as amended.

E and R amendments to LB 323:

1. In the title, strike line 4 as amended and insert "to motor vehicles; to increase the amount of damage"; and reinstate the matter in lines 8 to 10 stricken by Enrollment and Review Amendment 7, adopted April 27, 1961.

2. In Enrollment and Review Amendment 7, adopted April 27, 1961, line 2, strike "60-505.01,"; in line 12, insert "60-505.01," after "sections" and also insert a comma after "60-524.01".

LEGISLATIVE BILL 522. Correctly engrossed.

LEGISLATIVE BILL 296. Correctly engrossed.

LEGISLATIVE BILL 615. Correctly engrossed.

LEGISLATIVE BILL 620. Correctly engrossed.

LEGISLATIVE BILL 39. Correctly engrossed.

LEGISLATIVE BILL 118. Correctly engrossed.

LEGISLATIVE BILL 436. Correctly enrolled.

LEGISLATIVE BILL 638. Correctly enrolled.

LEGISLATIVE BILL 608. Correctly enrolled.

LEGISLATIVE BILL 543. Correctly enrolled.

LEGISLATIVE BILL 425. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 436 LB 638 LB 608 LB 543 LB 425

MESSAGE FROM THE GOVERNOR

May 8, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

In order to promote the more effective functioning of the Resources Department of State government, it is necessary that they secure quarters outside the Capitol Building. This cannot be done without authoritative legislation.

From time to time it may be desirable for other agencies to acquire space outside the Capitol Building and, in order to prevent the necessity of passing a new law in each instance, we recommend enactment of legislation authorizing any board, agency, commission or department of state government to rent space outside of the Capitol Building upon the written approval of the Governor.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 714. By Marvin E. Stromer of Legislative District 19 and H. K. Diers of Legislative District 24, upon recommendation of the Governor.

A BILL FOR AN ACT relating to state government; to authorize any board, agency, commission, or department of the state government to rent office space outside of the State Capitol when the terms and location are approved by the Governor in writing; and to declare an emergency.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and LB 714 be referred to the Committee on Government and Military Affairs. (Signed) Marvin E. Stromer.

The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Craft introduced Mr. Harry Peck of North Platte.

Mr. Burbach introduced Messrs. Herman F. Peters and Arthur Becenter of Bloomfield.

RESOLUTIONS

LEGISLATIVE RESOLUTION 24. Re: Commendation to Commander Alan B. Shepard, Jr.

Introduced by Don Thompson, 33rd District; Michael P. Russillo, 9th District; and Ross H. Rasmussen, 11th District.

WHEREAS, on Friday, May 5, 1961, Commander Alan B. Shepard, Jr., United States Navy, made the world's first space flight controlled by the pilot; and

WHEREAS, this feat, for pioneering vision, courage, and unswerving devotion to the cause of his nation rates among the greatest accomplishments ever achieved by man.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That this Legislature joins a proud and grateful nation in expressing its highest commendation to Commander Shepard and to all who helped make his accomplishment possible.

2. That the Clerk of the Legislature forward a copy of this Resolution, suitably engrossed, to Commander Alan B. Shepard.

SELECT FILE

LEGISLATIVE BILL 197. E and R amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 235. E and R amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 313. Laid over at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 424. Mr. Brandt moved the adoption of his pending specific amendments found in this Day's Journal.

Motion pending.

Laid over at the request of Mr. Russillo.

Speaker Thompson Presiding

GENERAL FILE

LEGISLATIVE BILL 590.

Mr. Knight requested unanimous consent to withdraw LB 590.

Request pending. Laid over.

LEGISLATIVE BILL 533. Reading waived. Considered.

Mr. Gerhart offered the following amendments which were adopted:

1. Amend section 1 of the bill, line 62, by inserting *"Optimist International"* after the second semicolon.

2. Amend the title, line 4, by inserting "and Optimist International" before "among".

Mr. Vosoba offered the following amendments which were adopted:

1. Amend section 1, line 64, by inserting *"Telocvicna Jednota Sokol organizations in Nebraska;"* after "America;".

2. Amend title to conform.

Mr. Munnelly requested unanimous consent to add his name as co-introducer of LB 533. No objections. So ordered.

Advanced to E and R for review with 32 ayes, 1 nay, and 10 not voting.

Visitors

Mr. Moulton introduced Miss Johnson, Teacher, and forty-eight students of the Eighth Grade of Westbrook Junior High of Omaha, Miss Veerbusen, Junior High Co-ordinator for District 66 Schools, and four mothers.

Mr. Stalder introduced Mr. William Maher of Falls City.

Mr. Diers introduced Mr. and Mrs. Ekart of Seward.

LEGISLATIVE BILL 681. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Mr. Syas offered the following amendments:

1. Amend the bill by adding a new section immediately after section 1 to be known as section 2 and to read as follows:

"Sec. 2. No transfer of property from an accredited school district to a nonaccredited school district of any class shall be permitted.".

2. Renumber section 2 as section 3.

Amendments pending.

Laid over temporarily at the request of Mr. Syas.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 471. Placed on General File as amended.

Standing Committee amendments to LB 471:

1. Amend section 1 of the bill, by striking lines 20 to 31 and inserting: *"renewing of real estate loans. Such expenses may include abstracts, recording, and registration fees, title examinations, survey, escrow services, and taxes or charges imposed upon or in connection with the making and recording of any mortgage. Such reasonable ini-".*

2. Amend section 2 of the bill, line 9 by inserting after the word "made", *"under subsection (4) of section 8-319 nor to loans made";* and lines 13 and 14 by striking the new matter and reinstating the old matter.

3. Amend section 3 of the bill, line 8 by inserting after the word "apply", *"to loans made under subsection (4) of section 8-319*

nor"; and lines 13 and 14 by striking the new matter and reinstating the old matter.

4. Amend the title to conform.

(Signed) John P. Munnelly, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 549. Indefinitely postponed.

(Signed) Jack Romans, Chairman

MOTION—LB 549

Mr. President: We move that LB 549 be placed on General File. (Signed) John Adams, Sr., William R. Skarda, Jr., John P. Munnelly, Lewis Webb, M. M. Forrester, Sam Klaver, Fern Hubbard Orme, Joe T. Vosoba, Marvin E. Stromer, Ross H. Rasmussen and Arnold Ruhnke

Mr. Adams requested a record vote.

Mr. Adams requested a Call of the House. A Call of the House was ordered and showed 35 members present.

Mr. Jensen moved that the Call be raised. The motion prevailed with 32 ayes, 0 nays, and 11 not voting.

Voting in the affirmative, 11:

Adams
Claussen
Jensen
Klaver
Munnelly
Orme
Ruhnke
Skarda
Stromer
Vosoba
Webb

Voting in the negative, 20:

Brandt
Bridenbaugh
Diers
Erlewine
Fleming
Gerhart
Kjar
Knight
Lautenschlager
Marvel
McCosh
Moulton
Rasmussen
Romans
Russillo
Stalder
Staubitz
Syas
Thompson
Wylie

Not voting, 12:

Adamson
Bowen
Burbach
Craft
Forrester
Gerdes
Hasebroock
McHugh
Nelson
Peck
Stryker
Waldo

The motion to place LB 549 on General File failed.

President Burney Presiding

GENERAL FILE

LEGISLATIVE BILL 169. Laid over at the request of Mr. Klaver.

LEGISLATIVE BILL 248. Read and considered.

Mr. Kjar moved that LB 248 be advanced to E and R for review.

Mrs. Orme requested a record vote.

Mrs. Orme requested a Call of the House.

A Call of the House was ordered and showed 33 members present.

Mr. Romans moved that the Call be raised. The motion prevailed with 32 ayes, 3 nays, and 8 not voting.

Voting in the affirmative, 13:

Adams
Claussen
Jensen
Kjar
Klaver
Knight
Moulton
Orme
Rasmussen
Skarda
Syas
Vosoba
Webb

Voting in the negative, 21:

Adamson
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Lautenschlager
Marvel
Romans
Ruhnke
Russillo
Stalder
Stromer
Stryker
Thompson
Wylie

Not voting, 9:

Bowen
Hasebroock
McCosh
McHugh
Munnelly
Nelson
Peck
Staubitz
Waldo

The Kjar motion lost.

LEGISLATIVE BILL 681. Considered.

The pending Syas amendments found in this Day's Journal were adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 248. Considered.

Mr. Bridenbaugh moved that LB 248 be indefinitely postponed.

Motion pending.

Mr. Jensen moved that LB 248 be laid over. The motion prevailed with 28 ayes, 0 nays, and 15 not voting.

Recess

At 12:00 o'clock noon, on a motion by Mr. Jensen, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Bowen, Hasebroock, McHugh, Munnelly, and Waldo who were excused, and Mrs. Orme and Messrs. Bridenbaugh, Gerdes, Lautenschlager, Marvel, Moulton, Peck, Stryker, and Thompson who were excused until 2:30 p.m.

Explanation of Vote

Mr. President: It was my intention to vote "Aye" on LB 661 on Final Reading. (Signed) George H. Fleming

GENERAL FILE

LEGISLATIVE BILL 585. Read and considered.

Mr. Vosoba Presiding

Standing Committee amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

President Burney Presiding

Mr. Romans requested unanimous consent to lay over LB 585.

Mr. Burbach objected.

Advanced to E and R for review with 27 ayes, 4 nays, and 12 not voting.

Visitors

Mr. Rasmussen introduced Mr. George Bluma, Teacher, and sixteen pupils from St. Paul's Lutheran School, Arlington, and eighteen adults.

Mr. McCosh introduced Mr. Verne E. Hix of Scottsbluff.

LEGISLATIVE BILL 582. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Mrs. Orme offered the following amendment which was adopted:

1. Amend the title to conform.

Mr. Skarda moved that LB 582 be indefinitely postponed.

The motion prevailed with 21 ayes, 13 nays, and 9 not voting.

Visitors

Mr. Erlewine introduced Messrs. C. E. Gummere, Harry W. Kleinschmidt, and Al Williamson of Stratton.

Mr. Forrester introduced Messrs. Rex McKain, Charlie Mills, and Robert Romans of Arnold.

LEGISLATIVE BILL 466. Reading waived in lieu of the reading of the Standing Committee amendments.

Laid over at the request of Mr. Burbach.

UNANIMOUS CONSENT—Change of Order

Mr. Brandt requested unanimous consent for permission to consider LB 581 on General File immediately following LB 322. No objections. So ordered.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) William Moulton

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 507. Laid over at the request of Mr. Romans.

LEGISLATIVE BILL 322. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Eighty-third Day was adopted.

Laid over at the request of Mrs. Orme.

LEGISLATIVE BILL 581. Laid over at the request of Mr. Brandt.

Adjournment

At 3:56 p.m., on a motion by Mr. Diers, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 9, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. McHugh and Munnelly who were excused.

The Journal for the Eighty-sixth Day was approved.

Presented to the Governor

Presented to the Governor for approval on May 8, 1961, at 2:30 p.m.: LB 436 LB 638 LB 608 LB 543 LB 425

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 438. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 156. Placed on Select File as amended.

E and R amendment to LB 156:

1. In section 1, line 4, strike "1959" and insert "~~1959~~ *1963*".

LEGISLATIVE BILL 407. Placed on Select File as amended.

E and R amendments to LB 407:

1. In the Public Works Committee General File Amendment 4, line 2, and amendment 5, line 1, strike "3" and insert "4".

2. In line 1 of renumbered section 2, strike "Section" and insert "Sec.".

3. In the title, line 3, insert "and sections 76-711 and 76-719.01, Revised Statutes Supplement, 1959," after the second comma; also in line 3, insert "to provide for the payment of interest to or by the condemnee;" after the semicolon; and in line 13, strike "section" and insert "sections".

LEGISLATIVE BILL 694. Replaced on Select File as amended.

E and R amendment to LB 694:

1. At the end of line 7 of the title insert "to transfer funds to the State Department of Education as prescribed;".

LEGISLATIVE BILL 515. Replaced on Select File as amended.

E and R amendments to LB 515:

1. Strike section 3 and insert:

"Sec. 3. Any meat products in this state in violation of sections 1 and 2 of this act are declared to be a nuisance subject to abatement as such in an action brought by the county attorney in the district court of the county in which found.".

2. In the title, as amended, strike "and to provide for seizures" and insert "to provide that meat products in violation of this act are a nuisance; and to provide for abatement".

LEGISLATIVE BILL 347. Correctly engrossed.

LEGISLATIVE BILL 588. Correctly engrossed.

LEGISLATIVE BILL 416. Correctly enrolled.

LEGISLATIVE BILL 502. Correctly enrolled.

LEGISLATIVE BILL 274. Correctly enrolled.

LEGISLATIVE BILL 431. Correctly enrolled.

LEGISLATIVE BILL 661. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 416 LB 502 LB 274 LB 431 LB 661

Invitation

Mr. Diers extended an invitation firom Warden Maurice H. Sigler to the members and their wives to tour the State Penitentiary at 5:00 p.m., May 17, with dinner following.

Member's Birthday

Mr. Bridenbaugh announced that today is Mr. Kjar's birthday, and the members sang Happy Birthday to him.

RESOLUTIONS

LEGISLATIVE RESOLUTION 24.

LR 24 was adopted with 41 ayes, 0 nays, and 2 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 651.

A BILL FOR AN ACT relating to highways; to regulate the placing of mail boxes along highways; to provide duties for the Department of Roads; to make certain acts unlawful; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

McHugh
Munnelly
Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 600.

A BILL FOR AN ACT to amend section 88-203, Reissue Revised Statutes of Nebraska, 1943, relating to public grain warehouses; to provide additional license fees; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

McHugh
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 674. With emergency.

A BILL FOR AN ACT to amend sections 79-406 and 79-407, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for notice and hearing before transfer of territory from one school district to another because of the presence of prescribed barriers; to provide for such transfer because of artificial as well as natural barriers; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft

Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

McHugh
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 204.

A BILL FOR AN ACT to amend sections 14-1003 and 14-1004, Reissue Revised Statutes of Nebraska, 1943, relating to metropolitan utilities districts; to remove requirement that separate nonpolitical ballot be printed for election of directors of metropolitan utilities districts; to require candidates to file with election commissioner of county in which the metropolitan city is located even though residing in an adjoining county; to require the election commissioner to refuse filings by petition except under specified conditions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

McHugh	Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Marvel introduced former Senator Herbert Duis of Gothenburg.

Mrs. Orme introduced Mr. R. B. Hughes, Teacher, and twenty-eight pupils of Irving Junior High School, Lincoln.

SELECT FILE

LEGISLATIVE BILL 313.

Mr. Vosoba offered the following amendment which was adopted by unanimous consent:

1. Amend the pending Russillo specific amendment 2, line 2, by striking *"exist"* and inserting *"existed"*.

The pending Russillo specific amendments found in the Legislative Journal for the Eighty-fifth Day, were adopted as amended with 29 ayes, 5 nays, and 9 not voting.

Mr. Vosoba requested unanimous consent to add Michael P. Russillo as a co-introducer of LB 313. No objections. So ordered.

Advanced to E and R for re-engrossment.

Visitors

Mr. Ruhnke introduced Mrs. Esther Huber, Teacher, and fourteen pupils of District 71, Jefferson County, and Mmes Albert Schoenrock and Lyle Johnson, mothers.

LEGISLATIVE BILL 424.

Mr. Brandt requested unanimous consent to withdraw his pending specific amendments found in the Legislative Journal for the Eighty-sixth Day. No objections. So ordered.

Mr. Brandt moved that LB 424 be returned to General File for the following specific amendments:

1. Strike Enrollment and Review Amendments to lines 14 to 16 of section 1 as amended by Standing Committee Amendment 1 and to the title.

2. In the title, line 8, insert "or between other points in the State of Nebraska" after "class".

Amendments pending.

The motion prevailed with 36 ayes, 0 nays, and 7 not voting, and LB 424 was returned to General File.

LEGISLATIVE BILL 406. E and R amendment found in the Legislative Journal for the Eighty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 402. E and R amendment found in the Legislative Journal for the Eighty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 496. E and R amendment found in the Legislative Journal for the Eighty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 627. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 323. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 607. Indefinitely postponed.

LEGISLATIVE BILL 614. Indefinitely postponed.

LEGISLATIVE BILL 217. Placed on General File as amended.

Standing Committee amendments to LB 217:

1. Amend section 1 of the bill, line 22, by inserting "In any such redistricting, county lines shall be followed whenever practicable, but other established lines may be followed at the discretion of the Legislature." after the period; and by striking lines 23 and 24 and inserting "emphasis shall by placed on population and not less than twenty per cent nor more than thirty per cent weight shall be given to area.".

2. Amend the bill, section 2, by striking lines 8 to 10 and inserting "purposes established lines other than county lines may be followed and that primary emphasis shall be given to population with prescribed weight being given to area.".

LEGISLATIVE BILL 430. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

Visitors

Mr. Lautenschlager introduced Mrs. Lillian Terrill, Mr. Karl Hughes, Teachers, and forty-one pupils of Seedling Mile School.

GENERAL FILE

LEGISLATIVE BILL 424. Considered.

The Brandt specific amendments found in this Day's Journal were adopted with 35 ayes, 0 nays, and 8 not voting.

Mr. Russillo moved that LB 424 be indefinitely postponed.

Mr. Vosoba Presiding

Mr. Peck moved the previous question. The motion prevailed with 32 ayes, 4 nays, and 7 not voting.

The Russillo motion to indefinitely postpone LB 424 lost with 2 ayes, 32 nays, and 9 not voting.

Mr. Romans offered the following amendment:

1. Amend line 13 by inserting *"nonuniform"* after the word "establishing".

Amendment pending.

Laid over at the request of Mr. Ruhnke.

LEGISLATIVE BILL 675.

Mr. Syas requested unanimous consent to withdraw LB 675.

Request pending. Laid over.

Visitors

Mr. Moulton introduced Mr. Dick Lewis, Principal, Mr. Don Stroh, Superintendent, and twenty-eight pupils of the Eighth Grade of Millard Public School.

Mr. Webb introduced Mr. and Mrs. A. J. Meene of Ogallala.

Member Excused

Mr. Ruhnke was excused at 10:50 a.m., for the remainder of the morning.

GENERAL FILE

LEGISLATIVE BILL 408. Considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 590.

Mr. Knight renewed his pending request, found in the Legislative Journal for the Eighty-sixth Day, to withdraw LB 590.

There were no objections, and LB 590 was withdrawn.

LEGISLATIVE BILL 169. Laid over temporarily at the request of Mr. Bowen.

LEGISLATIVE BILL 248. Considered.

Mr. Bridenbaugh renewed his pending motion found in the Legislative Journal for the Eighty-sixth Day to indefinitely postpone LB 248.

Mr. Adams moved that the motion be tabled. The motion lost with 10 ayes, 24 nays, and 9 not voting.

The Bridenbaugh motion prevailed with 24 ayes, 14 nays, and 5 not voting, and LB 248 was indefinitely postponed.

President Burney Presiding

LEGISLATIVE BILL 466. Considered.

Mr. Bowen offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 1, line 1, by striking "8" and inserting in lieu thereof "15".

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were adopted as amended.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mrs. Orme introduced Mr. R. B. Hughes, Teacher, and thirty-two Ninth Grade pupils from Irving Junior High School, Lincoln.

Mr. Lautenschlager introduced Miss Anita Haefner, Teacher, and nineteen pupils from Christ Evangelical Lutheran School, Grand Island.

Mr. Waldo introduced Mr. Marvin F. Engel, Teacher, and twenty-one pupils from Peace Lutheran School, Deshler.

Mr. Brandt introduced Mr. and Mrs. Arch Hosterman of Brownville.

Members Excused

Mr. Vosoba was excused for the remainder of the week.

Mr. Adamson was excused for Thursday and Friday, May 11 and 12.

Mr. Staubitz was excused for Friday, May 12.

GENERAL FILE

LEGISLATIVE BILL 507. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Peck introduced Mr. John Blasig, Principal, and thirty-two pupils of Immanuel Lutheran School, Columbus.

Mr. Adams introduced Sister Dermot and Sister Laura, Teachers, and thirty-three pupils of Sacred Heart Grade School, Omaha.

LEGISLATIVE BILL 169. Read and considered.

Mr. Bowen offered the following amendment which was adopted:

1. Amend Standing Committee amendment, line 3, by striking "16" and inserting "26".

Standing Committee amendment found in the Legislative Journal for the Seventy-third Day was adopted as amended.

Mr. Vosoba offered the following amendment which was adopted:

1. Section 1, line 22, strike "of which twenty per cent shall" and insert *"which may"*; line 23, strike "the remainder".

Mr. Bowen moved that LB 169 be advanced to E and R for review.

Motion pending.

Members Excused

The members of the Miscellaneous Appropriations and Claims Committee were excused at 2:00 p.m., for a short period.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 709. Placed on General File.

(Signed) Richard D. Marvel, Chairman

Recess

At 12:08 p.m., on a motion by Mr. Thompson, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. McCosh and McHugh who were excused.

Members Excused

The members of the Budget Committee, Miscellaneous Appropriations and Claims Committee, and the Banking, Commerce and Insurance Committee were excused for committee hearings and meetings.

Visitors

Mr. Knight introduced Mr. R. B. Hughes, Teacher, and twenty-eight students of Irving Junior High School, Lincoln.

Mr. Rasmussen introduced Elizabeth Grant, Home Agent, and twenty-eight members of the Dodge County Extension Clubs.

Communication

May 9, 1961

Honorable Dwight W. Burney
Lieutenant Governor and
President, Nebraska State Legislature

Dear Sir:

In view of the dispute that has developed over Legislative Bill 424 and the part played by Enrollment and Review, I desire to give a full and complete explanation of action which I have taken respecting this bill. I have prepared amendments to this bill in both of my capacities, as assistant bill drafter and as Enrollment and Review Attorney.

As the bill was introduced, the following addition was made to section 75-502:

"This section shall not be construed as prohibiting the State Railway Commission from establishing minimum rates applicable only to intrastate shipments originating or terminating in any city of the metropolitan or primary class.".

The Standing Committee Amendments changed "rates" to "charges" and added "or between other points in the State of Nebraska" after "class". When I considered the bill in Enrollment and Review for review I was of the opinion that the Standing Committee Amendment, while changing the substance of the bill, resulted in unnecessary words in the bill because "intrastate shipments" in this state can only originate or terminate in a city of the metropolitan or primary class or be between other points in the state. Consequently I recommended inserting a period after "shipments" in the portion set out above and striking the rest of the section as amended. The recommended amendment was adopted by the Legislature. See page 1239 of the Legislative Journal for the Eighty-second day, May 2, 1961.

One thing I emphasize. At the time I recommended the Enrollment and Review Amendment I did not believe that I was suggesting any substantive change to the bill, nor do I believe so at this time. I will not labor the point other than to state that I have never knowingly offered any substantive change by way of Enrollment and Review Amendment, nor shall I ever do so.

Contrary to my opinion, it has been felt by some that the change mentioned was substantive. I was called upon by Senators Brandt and Romans to consider the bill further. I did so, and in my capacity of assistant bill drafter, prepared further amendments. Senator Brandt then moved that the bill be returned from Final Reading for specific amendment and offered the amendments mentioned in this paragraph. In so doing he erroneously described them as Enrollment and Review Amendments, which they were not. A bill on Final Reading is beyond the reach of Enrollment and Review. Much of the misunderstanding surrounding the bill has, I feel certain, stemmed from the erroneous description of the amendments, which Senator Brandt explained this morning.

When objection was made to the amendment mentioned in the preceding paragraph, I again prepared amendments to the bill, the effect of which was to restore to the bill the portion removed by Enrollment and Review and make corresponding changes in the title. Again, I did this as assistant bill drafter.

I emphasize that Enrollment and Review has offered only one set of amendments to Legislative Bill 424. They appear on page 1216 of the Legislative Journal for the Eighty-first day, May 1, 1961. Though I personally wrote other amendments, they were written by me solely as the assistant bill drafter.

I repeat, I never have and never shall knowingly offer substantive changes in the form of Enrollment and Review amendments.

I submit this letter not at all in a critical spirit but solely to clarify the part I have played with respect to this bill. Thank you for having given me the opportunity to do so.

Sincerely,

(Signed) Emory P. Burnett
Emory P. Burnett
Enrollment and Review Attorney

Copy to Hugo F. Srb, Clerk
Nebraska State Legislature

Ease

The Legislature was at ease from 2:09 until 2:40 p.m.

GENERAL FILE

LEGISLATIVE BILL 322. Considered.

Mrs. Orme offered the following amendment which was adopted with 17 ayes, 9 nays, and 17 not voting:

1. Amend section 1, line 11, by striking *"nine"* and inserting *"ten"* in lieu thereof.

Advanced to E and R for review with 17 ayes, 2 nays, and 24 not voting.

LEGISLATIVE BILL 581. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Mr. Marvel offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 468. Read and considered.

Advanced to E and R for review with 27 ayes, 1 nay, and 15 not voting.

LEGISLATIVE BILL 505. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 169. Considered.

Advanced to E and R for review with 20 ayes, 8 nays, and 15 not voting.

LEGISLATIVE BILL 632. Read and considered.

Advanced to E and R for review with 25 ayes, 0 nays, and 18 not voting.

Visitor

Mr. Waldo introduced his niece, Miss Darla Waldo, of DeWitt.

LEGISLATIVE BILL 246. Read and considered.

Mr. Moulton Presiding

Advanced to E and R for review with 19 ayes, 0 nays, and 24 not voting.

LEGISLATIVE BILL 295. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Mr. Rasmussen moved that LB 295 be advanced to E and R for review.

Motion pending.

MOTION—Reconsider Action

Mr. President: I move that we reconsider our action of yesterday on indefinitely postponing LB 582. (Signed) Marvin Lautenschlager

Motion pending.

Adjournment

At 4:09 p.m., on a motion by Mr. Peck, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 10, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. McHugh who was excused, and Mr. Munnelly who was excused until 9:45 a.m.

The Journal for the Eighty-seventh Day was approved.

MOTION—Note of Sympathy

Mr. President: I move that the Clerk of the Legislature be instructed to send a note of sympathy to former Senator John Aufenkamp and his family. (Signed) Hans O. Jensen

The motion prevailed.

Presented to the Governor

Presented to the Governor for approval on May 9, 1961, at 3:30 p.m.: LB 661 LB 502 LB 431 LB 416 LB 274

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 650. Placed on General File.

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 533. Placed on Select File as amended.

E and R amendments to LB 533:

1. In the Gerhart General File Amendment 1, line 2, insert an underscored semicolon after "*International*".

2. In section 1, line 10, strike the semicolon and insert "; :"; in line 45, strike "Kapa" and insert "~~Kapa~~ *Kappa*".

3. In the title, strike line 4, as amended, and insert "additional organizations to the list of those".

LEGISLATIVE BILL 681. Placed on Select File as amended.

E and R amendment to LB 681:

1. In the title, insert "; to prohibit transfer of property from an accredited to a nonaccredited school district; and to declare an emergency" after "Education".

LEGISLATIVE BILL 282. Correctly engrossed.

LEGISLATIVE BILL 197. Correctly engrossed.

LEGISLATIVE BILL 235. Correctly engrossed.

LEGISLATIVE BILL 496. Correctly engrossed.

LEGISLATIVE BILL 651. Correctly enrolled.

LEGISLATIVE BILL 600. Correctly enrolled.

LEGISLATIVE BILL 674. Correctly enrolled.

LEGISLATIVE BILL 204. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 651 LB 600 LB 674 LB 204 LR 24

MESSAGE FROM THE GOVERNOR

May 9, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

I respectfully request that the Legislature act on a resolution for the purpose of establishing a Legislative Council Committee which would be empowered to make a thorough study of the feasibility of a sound retirement system for all departments of state government which are not now under a retirement program. The committee should be assisted by actuaries employed by the committee.

The findings of such a committee would be very helpful to the next session of the Legislature in order that wise and economical action would be taken. The study would also avoid haphazard systems of retirement for each department.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:ojf

RESOLUTIONS

LEGISLATIVE RESOLUTION 25. Re: Legislative Council Study of Retirement System for State Officers and Employees.

Introduced by H. K. Diers, 24th District; J. O. Peck, 26th District; and Hans O. Jensen, 25th District.

WHEREAS, various retirement systems have already been established for employees and officers of this state and the institution of additional systems is presently under consideration, and

WHEREAS, retirement systems already established and presently under consideration are intended for the benefit of only limited groups and contain often widely divergent provisions, and

WHEREAS, the actuarial structure of the retirement systems already established and others under consideration by this Legislature have been questioned.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

That the Legislative Council appoint a committee to make a comprehensive and detailed study into the question of a suitable plan for the retirement of state employees and officers, the report of such committee to include:

1. The feasibility and cost of a sound retirement system for officers and employees of the state; and

2. Suggestions for revision of retirement plans already established.

The committee shall have power to employ actuaries and other personnel necessary to make such study.

Mr. Diers requested unanimous consent to add J. W. Burbach, 14th District, and George A. Knight, 18th District, as co-introducers of LR 25. No objections. So ordered.

Referred to the Legislative Council Executive Board.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 349. With emergency.

A BILL FOR AN ACT to amend sections 39-7,129, 60-403, 60-406, 60-407, 60-409, 60-411, 60-412, and 60-415, Reissue Revised Statutes of Nebraska, 1943, section 60-404, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 365, Seventy-second Session, Nebraska State Legislature, 1961, and section 60-408, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 40, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicle operators' licenses; to eliminate provision for probationary licenses; to provide for certified issuance of such licenses by the Director of Motor Vehicles; to change the period for which licenses are issued; to provide for expiration and renewal; to provide that a color photograph of the applicant accompany each application and be affixed to each license; to provide for replacement issuance upon change of name of a licensee; to provide for the forms of license; to provide duties for various public officers; to authorize examiners to administer oaths; to provide for fees; to create the Motor Vehicle Operator's License Cash Fund, specifying the source and use thereof; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Adams
Brandt
Bridenbaugh
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 7:

Adamson
Bowen
Burbach
Erlewine
Nelson
Skarda
Wylie

Not voting, 2:

McHugh
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 699. With emergency.

A BILL FOR AN ACT to amend section 79-402, Revised Statutes Supplement, 1959, relating to schools; to authorize the county committee for school district reorganization to amend petitions; to permit withdrawal of names from amended petitions; to provide that no transfer of Class I district property from an accredited Class VI district to a nonaccredited district of any class offering high school courses shall be permitted; to delete provisions which have been held unconstitutional; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 18:

Adamson
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Gerdes
Lautenschlager
Nelson
Peck
Romans
Ruhnke
Stryker
Waldo
Webb
Wylie

Voting in the negative, 23:

Adams
Bowen
Brandt
Diers
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
Moulton
Orme
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba

Not voting, 2:

McHugh
Munnelly

Having failed to receive a constitutional two-thirds majority, the bill failed to pass with the emergency clause attached.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause stricken?' "

Voting in the affirmative, 17:

Adamson
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Forrester
Gerdes
Lautenschlager
Nelson
Peck
Romans
Ruhnke
Stryker
Waldo
Webb
Wylie

Voting in the negative, 23:

Adams
Bowen
Brandt
Diers
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
Moulton
Orme
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba

Not voting, 3:

Fleming
McHugh
Munnelly

Having failed to receive a constitutional majority, the bill failed of passage with the emergency clause stricken.

Visitors

Mr. Stryker introduced Messrs. Dennis J. Korinek and H. Sims, Teachers, and fifty-three students of Wahoo High School.

LEGISLATIVE BILL 495. With emergency.

A BILL FOR AN ACT to amend section 77-2330, Reissue Revised Statutes of Nebraska, 1943, and section 77-2302, Revised Statutes Supplement, 1959, relating to revenue and taxation; to provide that the State Treasurer shall invest current funds not needed for daily needs as prescribed; to eliminate provision for investment in warrants of irrigation districts; to authorize investment in additional securities; to increase the amount to be retained in the treasury for current needs; to change procedures for determining whether funds are in excess of current needs; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Adams

Not voting, 3:

Adamson
McHugh
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 426.

A BILL FOR AN ACT to amend sections 48-605, 48-606.01, and 48-662, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to change the name of Division of Employment Security as prescribed; to change internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 2:

Bowen
Burbach

Not voting, 1:

McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 503.

A BILL FOR AN ACT to amend section 46-154, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation districts; to increase the compensation that may be paid the board of directors of such district; to eliminate restrictions on the salary of certain officers; to authorize the employment of prescribed employees and provide for their compensation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

McHugh
Nelson
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Speaker Thompson Presiding

LEGISLATIVE BILL 589.

A BILL FOR AN ACT to amend section 44-137.03, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for a charge of two dollars per copy for service of process upon the Director of Insurance in actions against unauthorized insurers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

McHugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 713	Thursday, May 18, 1961	2:00 p.m.
LB 714	Thursday, May 18, 1961	2:00 p.m.

Invitation

Mr. Moulton extended an invitation to the members and their wives on behalf of the Nebraska Welfare Association, to a social hour at 5:30 p.m., and dinner at 6:30 p.m., Thursday, May 11, at the Cornhusker Hotel Georgian Room.

Members Excused

Mr. Skarda was excused at 10:00 a.m., for a short period.

Mr. Moulton was excused for Thursday, May 11.

Visitors

Mr. Romans introduced Messrs. Erwin Mignery and Wm. R. Scarlett of Bartlett, and Mr. Ernest R. Collins of Spalding.

Explanations of Vote

Mr. President: Had I been in my seat, I would have voted "Aye" on LB 349, LB 495, and LB 426, and "Nay" on LB 699. (Signed) John P. Munnelly

Mr. President: Had I been present on May 8, I would have voted "Aye" on LB 514, LB 502, LB 416, and LB 431. (Signed) W. H. Hasebroock

SELECT FILE

LEGISLATIVE BILL 156. E and R amendment found in the Legislative Journal for the Eighty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 407. E and R amendments found in the Legislative Journal for the Eighty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 694. E and R amendment found in the Legislative Journal for the Eighty-seventh Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Expedite LB 694

Mr. Lautenschlager requested unanimous consent to have the Chairman of the Enrollment and Review Committee instructed to expedite the processing of LB 694. No objections. So ordered.

LEGISLATIVE BILL 515. E and R amendments found in the Legislative Journal for the Eighty-seventh Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Withdraw LB 675

Mr. Syas renewed his pending request found in the Legislative Journal for the Eighty-seventh Day to withdraw LB 675.

There were no objections and the bill was withdrawn.

GENERAL FILE

LEGISLATIVE BILL 295. Laid over until Tuesday, May 16, at the request of Mr. Peck.

UNANIMOUS CONSENT—LB 33

Mr. Russillo requested unanimous consent to have LB 33 placed at the head of General File for consideration at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 33. Read and considered.

Advanced to E and R for review with 34 ayes, 0 nays, and 9 not voting.

Visitor

Mr. McCosh introduced Mr. Geo. Lillie of Scottsbluff.

MOTION—Reconsider Action

Mr. President: I move that we reconsider our action on advancing LB 169 from General File. (Signed) George Syas

Mr. Ruhnke moved the previous question. The motion prevailed with 23 ayes, 13 nays, and 7 not voting.

The Syas motion lost with 7 ayes, 28 nays, and 8 not voting.

GENERAL FILE

LEGISLATIVE BILL 440. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for review with 32 ayes, 2 nays, and 9 not voting.

UNANIMOUS CONSENT—LB 709

Mr. Marvel requested unanimous consent to have LB 709 placed at the head of General File for consideration tomorrow. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 424. Considered.

The pending Romans amendment found in the Legislative Journal for the Eighty-seventh Day was adopted with 30 ayes, 1 nay, and 12 not voting.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

Visitors

Mr. Forrester introduced Mr. D. H. Chamberlin of Mason City.

Mr. Syas introduced Sister Annunciata, Teacher, Mrs. Joseph Filipcic, mother, and forty-six pupils of Notre Dame Academy, Omaha.

Mr. Stryker introduced Mrs. Dale Fadschild, Teacher, and the pupils of Pleasant Hill School District 33, Rising City, and ten mothers.

LEGISLATIVE BILL 432. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Mr. Munnelly requested unanimous consent to add Sam Klaver as a co-introducer of LB 432. No objections. So ordered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Bowen introduced Mmes Phyllis Offner and Dorothy Strobl of Red Cloud.

UNANIMOUS CONSENTS—Executive Sessions

Mr. Romans requested unanimous consent for permission to hold an executive session of the Labor and Public Welfare Committee at 2:00 p.m., today, in the Supreme Court Hearing Room. No objections. So ordered.

Mr. Klaver requested unanimous consent for permission to hold an executive session of the Public Health and Miscellaneous Subjects Committee at 1:20 p.m., today. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 550. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-fourth Day was adopted.

Mr. Munnelly offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 11, by inserting "*; Provided, that employees who are regularly employed other than five days a week shall be entitled to leave proportionate to their regular work week*", after "pay".

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 390. Read and considered.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

Visitors

Mr. Moulton introduced Sister Mary Tereselle and Sister Mary Geralda, Teachers, and twenty pupils from St. Joan of Arc School, Omaha, and five mothers.

LEGISLATIVE BILL 391. Read and considered.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent to hold an executive session of the Revenue Committee at 3:30 p.m., today. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 392. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 565. Read and considered.

Laid over until Wednesday, May 17, at the request of Mr. Brandt.

RESOLUTIONS

LEGISLATIVE RESOLUTION 26. Re: Educational Television.

Introduced by Richard D. Marvel, 31st District; Fern Hubbard Orme, 20th District; and Joe T. Vosoba, 23rd District.

WHEREAS, the Legislature of the State of Nebraska recognizes the ever increasing values and importance of quality education for all the people of Nebraska; and

WHEREAS, the Legislature of the State of Nebraska is aware of new educational resources that may be available and that the Legislature take necessary steps to make those resources available to all the people of Nebraska; and

WHEREAS, the Legislature of the State of Nebraska recognizes that the use of educational television in the schools of Nebraska will constitute an increasingly important economic factor in extending future educational opportunities to all Nebraskans.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That, under the auspices of the Governor's Committee on Educational Television, a study be made of the use of educational television to furnish education in the schools of Nebraska so that the people of Nebraska may enjoy additional educational benefits.

2. That the Legislature of the State of Nebraska suggests the reservation of a sufficient number of television channels to provide an adequate educational broadcasting service for the people of Nebraska, until such a study is completed.

3. That a state-wide survey be made to explore the feasibility and necessity of an educational television system to serve the needs of all educational interests in Nebraska, including elementary, secondary, and collegiate and for the present and future. Such a survey should provide a detailed educational, technical, legal, and fiscal program and administrative study of the establishment of a network of transmitters and production centers to enable educational television service on a state-wide basis; explore the potential of interconnecting for the purpose of sharing the resources of the educational institutions of the State; explore potential economies through the use of such a system for educational purposes at all educational levels; and explore ancillary uses of such a network facility.

4. That the Nebraska Governor's Committee on Educational Television solicit the necessary non-tax funds and provide coordination to insure a meaningful study most beneficial to the various educational interests of the State of Nebraska.

5. That, in recognition of the educational benefits available to Nebraska through the further sharing between states of the educational resources so prevalent in the entire Upper Midwest, the

Legislature of the State of Nebraska expresses interest in and encourages further study of the proposed Upper Midwest Six-State Educational Television Network.

Mr. Marvel requested unanimous consent to add Michael P. Russillo, George Syas, George C. Gerdes, and Elvin Adamson as co-introducers of LR 26. No objections. So ordered.

Messrs. Lautenschlager, McCosh, and Adams requested unanimous consent to have their names added as co-introducers of LR 26. No objections. So ordered.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 698. Indefinitely postponed.

(Signed) Richard D. Marvel, Chairman

GENERAL FILE

LEGISLATIVE BILL 619. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-sixth Day was adopted.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

Adjournment

At 11:58 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

EIGHTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 11, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adamson and Moulton who were excused, and Mr. Vosoba who was excused until 9:20 a.m.

Corrections for the Journal

Page 1343, line 33, strike "economics" and insert "economies".

The Journal for the Eighty-eighth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 291. Placed on General File as amended.

Standing Committee amendments to LB 291:

1. Amend section 1 of the bill, lines 13 to 15 by striking the new matter.

2. Amend section 1 of the bill, line 11 by striking "seventy-five" and inserting in lieu thereof *"seventy"*.

(Signed) Jack Romans, Chairman

Presented to the Governor

Presented to the Governor for approval on May 10, 1961, at 3:00 p.m.: LB 674 LB 651 LB 600 LB 204

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 585. Placed on Select File as amended.

E and R amendments to LB 585:

1. In section 1, line 65, strike "(" and insert a comma; in line 65, strike the comma after "is"; in line 66, strike ")" and insert a comma; in line 78, strike "(except option (a)" and insert ", except that subdivision (a) of this subdivision"; strike line 80 and insert "this act; and

(c) In addition to subdivision (a) or (b) of this subdivision in case the eco-"; insert "or" at the end of line 144; in line 163, strike "(" and insert a comma; in line 165, strike ")" and insert a comma; and in line 179, strike the comma.

2. In section 2, line 51, insert "from the coloring or discoloring required or authorized by this section" after "exempt" and strike the same words in lines 52 and 53; and insert "or" at the end of line 56.

3. In Standing Committee Amendment 3, line 2, strike "However, the" and insert "Such".

4. In section 5, line 13, strike the second "the" and insert "this"; and in line 21, strike the first "the" and insert "this".

5. In section 6, lines 18 and 19, strike the quotation marks; and in line 22, strike "experiment" and insert "experimental".

6. In section 7, line 29, strike "persons" and insert "person".

7. In section 8, insert "or" at the end of line 15.

8. In renumbered section 12, line 3, strike the comma.

9. In the title, line 8, strike "operative dates" and insert "an operative date".

LEGISLATIVE BILL 408. Placed on Select File as amended.

E and R amendments to LB 408:

1. In Standing Committee Amendment 1, line 2, strike *"provided"* and insert *"; Provided"*; in line 4 insert *"and"* after the semicolon; and strike the period in line 7 and insert a period at the end of the line.

2. In the title, strike lines 4 to 6 and insert "provide for appeal by the condemner from an order fixing appraisers' fees, as prescribed; and to repeal the original".

LEGISLATIVE BILL 507. Placed on Select File.

LEGISLATIVE BILL 322. Placed on Select File.

LEGISLATIVE BILL 581. Placed on Select File as amended.

E and R amendments to LB 581:

1. In Standing Committee Amendment 1, line 3, strike the period after "500".

2. In the title, line 2, strike "appropriate" and insert "transfer from Auditor Account No. 500".

LEGISLATIVE BILL 468. Placed on Select File as amended.

E and R amendment to LB 468:

1. In section 1, lines 1 and 2, strike "estate" and insert "estates"; in line 3, insert a comma after "persons"; and in line 10, strike "that" and insert "as".

LEGISLATIVE BILL 505. Placed on Select File as amended.

E and R amendments to LB 505:

1. In section 5, line 9, insert *"be"* after *"or"*.

2. In the title, line 5, strike "municipal" and insert "political subdivision".

LEGISLATIVE BILL 313. Correctly re-engrossed.

LEGISLATIVE BILL 406. Correctly engrossed.

LEGISLATIVE BILL 402. Correctly engrossed.

LEGISLATIVE BILL 627. Correctly engrossed.

LEGISLATIVE BILL 694. Correctly engrossed.

LEGISLATIVE BILL 349. Correctly enrolled.

LEGISLATIVE BILL 495. Correctly enrolled.

LEGISLATIVE BILL 426. Correctly enrolled.

LEGISLATIVE BILL 503. Correctly enrolled.

LEGISLATIVE BILL 589. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 349 LB 495 LB 426 LB 503 LB 589

RESOLUTIONS

LEGISLATIVE RESOLUTION 26.

Mr. Marvel moved that LR 26 be adopted.

Mr. Ruhnke objected to consideration of the Resolution at this time, and requested a showing of hands on the referral to a standing committee.

There were five seconds, and the Chair announced that the Resolution would be referred by the Reference Committee.

Visitors

Mr. Romans introduced Mrs. A. J. Larsen of Wolbach, and Mrs. D. C. Arrasmith of Valentine.

MESSAGE FROM THE GOVERNOR

May 9, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

I respectfully request the introduction of a bill which will broaden the coverage of the Workmen's Compensation Act.

There are many cases in which individuals have been permanently disabled in the performance of their regular duties, but due to special language in the law they have not been covered by the Act. This bill would correct this injustice.

Sincerely,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:ojf

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 715. By John P. Munnelly of Legislative District 8 and Sam Klaver of Legislative District 6, upon recommendation of the Governor.

A BILL FOR AN ACT to amend sections 48-101, 48-106, 48-109, 48-110, 48-112, 48-113, 48-114, 48-121, 48-122, 48-123, 48-124, 48-126, 48-128, 48-144, 48-151, 48-164, 48-166, 48-177, 48-181, and 48-186, Reissue Revised Statutes of Nebraska, 1943, and section 48-137, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 141, Seventy-second Session, Nebraska State Legislature, 1961, relating to Nebraska workmen's compensation law; to redefine terms; to provide that an employee need not be injured by an accident to recover under the Nebraska Workmen's Compensation Act; and to repeal the original sections.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and LB 715 be referred to the Committee on Judiciary. (Signed) Sam Klaver

The motion prevailed with 30 ayes, 2 nays, and 11 not voting.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 617. Indefinitely postponed.

LEGISLATIVE BILL 708. Placed on General File as amended.

Standing Committee amendments to LB 708:

1. Add the emergency clause.
2. Amend the title to conform.

(Signed) John P. Munnelly, Chairman

Visitor

Mr. Kjar introduced Judge Norris Chadderdon of Holdrege.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 522.

A BILL FOR AN ACT to amend sections 23-320.02 and 23-320.04, Reissue Revised Statutes of Nebraska, 1943, and sections 23-320.01, 23-320.05, and 23-320.06, Revised Statutes Supplement, 1959, relating to flood control; to remove limitations; to extend existing county authority dealing with flood control to other similar projects and to soil and water resource development; to provide for agreements with additional agencies; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adamson
Moulton
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 296.

A BILL FOR AN ACT to amend section 17-201, Reissue Revised Statutes of Nebraska, 1943, relating to villages; to provide that no village may be incorporated within the area in which any existing, incorporated municipality has zoning jurisdiction; to provide exceptions; to validate incorporations as prescribed; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 2:

Adams
Nelson

Not voting, 3:

Adamson
Moulton
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 615. With emergency.

A BILL FOR AN ACT to amend section 39-1349, Reissue Revised Statutes of Nebraska, 1943, relating to roads; to provide for the establishment of predetermined minimum wage rates by the State Engineer as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Thompson
Waldo
Webb
Wylie

Voting in the negative, 5:

Jensen
Klaver
Munnelly
Skarda
Syas

Not voting, 4:

Adams
Adamson
Moulton
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 620. With emergency.

A BILL FOR AN ACT to amend section 44-361, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that the extending of credit for a period of six months on crop hail insurance premiums shall not be a rebate of the premium; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Thompson
Waldo
Webb
Wylie

Voting in the negative, 2:

Diers
Stryker

Not voting, 4:

Adamson
Moulton
Syas
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 39.

A BILL FOR AN ACT to amend sections 59-301 and 59-823, Reissue Revised Statutes of Nebraska, 1943, relating to monopolies and unlawful combinations; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adams
Adamson
Moulton
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 118.

A BILL FOR AN ACT to amend section 51-403, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Public Library Commission; to increase the maximum amount that may be paid to the executive secretary; to provide when a change in such salary may become operative; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Fleming
Gerdes
Jensen
Kjar
Klaver
Knight
McCosh
McHugh
Munnelly
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Stromer
Syas
Thompson
Waldo
Webb

Voting in the negative, 9:

Diers
Forrester
Gerhart
Lautenschlager
Marvel
Romans
Ruhnke
Stryker
Wylie

Not voting, 7:

Adamson
Erlewine
Hasebroock
Moulton
Nelson
Staubitz
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Reference Committee Report

LR	Committee
26	Education

(Signed) Dwight W. Burney
Chairman

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 712. Placed on General File as amended.

Standing Committee amendments to LB 712:

1. Amend the bill by adding three new sections immediately after section 1 to be known as sections 2 to 4 and to read as follows:

"Sec. 2. *Frozen diet food shall mean a pure, clean, frozen product made from a combination of two or more of the following ingredients; milk products, eggs, water and sweetening with harmless flavoring and with or without harmless coloring and with or without added stabilizer composed of wholesome edible materials. It shall contain not more than one half of one per cent by weight of stabilizer, not less than one per cent or more than eight per cent by weight of milk fat and not less than ten per cent by weight of total milk solids. It may contain additional wholesome proteins, vitamins, and minerals.*

Sec. 3. That section 81-218.10, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-218.10. "Imitation ice cream" means any frozen substance, mixture or compound, regardless of the name under which it is represented, which is made in imitation or semblance of ice cream, or is prepared or frozen as ice cream is customarily prepared or frozen, and which is not ice cream, milk sherbet, ice milk, fruit ice or ice sherbet, frozen custard , or frozen malted milk , *or frozen diet food* as defined in sections 81-218.04 to 81-218.09 *and section 2 of this act* .

Sec. 4. That section 81-223, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-223. No person shall sell, advertise or offer or expose for sale any frozen dessert or ice cream mix, unless the manufacturer thereof is a licensee under the provisions of sections 81-219 and 81-220, or is registered under section 81-222. No person shall sell, offer for sale or advertise for sale any frozen dessert or ice cream mix, if the brand name of the frozen dessert or ice cream mix, or the label upon it or the advertising accompanying it shall give a false indication of origin, character, composition or place of manufacture, or is otherwise false or misleading in any particular. No person shall sell, advertise or offer or expose for sale any imitation ice cream as defined in section 81-218. No person shall sell, or offer or expose for sale ice milk, unless contained in a package upon which package shall be conspicuously printed the words "Ice milk." *No person shall sell, or offer or expose for sale frozen diet food, unless contained in a package upon which package shall be conspicuously printed the words Frozen Diet Food.* The words "Ice milk" *or frozen diet food* shall appear in dark ink upon a light background in type not less than twenty-four point Gothic capitals.".

2. Amend the bill by renumbering original sections 2 and 3 as sections 5 and 6, respectively.

3. Amend renumbered section 5, line 1 by striking "section 81-218.01" and inserting "sections 81-218.01, 81-218.10, and 81-223", and line 2 by striking "is" and inserting "are".

(Signed) Hans O. Jensen, Chairman

Judiciary

LEGISLATIVE BILL 463. Indefinitely postponed.

LEGISLATIVE BILL 711. Placed on General File.

(Signed) William B. Brandt, Vice-chairman

SELECT FILE

LEGISLATIVE BILL 533. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 681. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 709. Read and considered.

Mr. Marvel moved that LB 709 be advanced to E and R for review.

Mr. Jensen moved the previous question. The motion prevailed with 29 ayes, 5 nays, and 9 not voting.

The Marvel motion prevailed with 32 ayes, 3 nays, and 8 not voting, and the bill was advanced.

Visitors

Mr Gerhart introduced Sister Martin, Teacher, and twenty-nine pupils of the Sacred Heart Eighth Grade, Norfolk, and Mmes George Dittrick and Harold Shoemacher, mothers.

Mrs. Orme introduced Rita Bogas of Elyria, Elaine Mohnsen of Leigh, Karen Pallas of Linwood, and Catherine Maas of Orleans, who are attending the Saint Elizabeth School of Nursing in Lincoln.

Mr. Romans introduced Mr. and Mrs. John Warford of Ord.

Mr. Marvel introduced Mrs. Alice Amen and Mr. Richard Weber of Hastings.

LEGISLATIVE BILL 374. Laid over until Thursday, May 18, at the request of Mr. McHugh.

Speaker Thompson Presiding

LEGISLATIVE BILL 657. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Visitors

Mr. Munnelly introduced Messrs. Hugh H. Harper, Albert J. Maneman, Wally Borman, and Charles Casey of Omaha.

Mr. Vosoba introduced Mrs. John Gewake and five senior students of Geneva North High, and Miss Elvina Hammer.

LEGISLATIVE BILL 660. Read and considered.

Mr. Ruhnke Presiding

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 669. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 455. Read and considered.

Advanced to E and R for review with 30 ayes, 1 nay, and 12 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Fleming requested unanimous consent to have LB 291 considered the first order of business on General File on Monday, May 15. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 376. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Klaver introduced Messrs. Jerry Kelly and Terry Thies, Creighton University students.

Mr. Russillo introduced Dr. and Mrs. Max Selo of Omaha.

LEGISLATIVE BILL 363. Laid over at the request of Mr. Peck.

LEGISLATIVE BILL 521. Read and considered.

Mr. Klaver moved that the Standing Committee amendment be adopted.

Mr. Jensen moved the previous question. The motion prevailed with 29 ayes, 0 nays, and 14 not voting.

The Klaver motion prevailed, and the Standing Committee amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Mr. Stromer offered the following amendment which was adopted:

1. Amend title to conform.

Speaker Thompson Presiding

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to meet in executive session in the West Senate Lounge at 1:00 p.m., today. No objections. So ordered.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 489. Placed on General File as amended.

Standing Committee amendment to LB 489:

1. Amend section 1 of the bill, lines 6 to 8 by restoring the stricken matter, line 9 by inserting *"and registered by"* after the first word "to", and line 11 by inserting *"together with proof of such registration,"* after the comma.

(Signed) J. W. Burbach, Chairman

Agriculture

LEGISLATIVE BILL 300. Indefinitely postponed.

LEGISLATIVE BILL 566. Placed on General File.

LEGISLATIVE BILL 696. Indefinitely postponed.

(Signed) Hans O. Jensen, Chairman

GENERAL FILE

LEGISLATIVE BILL 574. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Mr. Nelson offered the following amendment which was adopted:

1. Amend the title to conform.

President Burney Presiding

Mr. Lautenschlager requested unanimous consent to lay over LB 574.

Mr. Jensen objected.

Mr. Lautenschlager offered the following amendment:

1. Amend section 1, line 5, by deleting "flashing red, amber, or green lights, or", and adding the word "an" before "explosive"; line 6, by striking "lights" and inserting "light" in lieu thereof.

Amendment pending.

Laid over until Monday, May 15, at the request of Mr. Peck.

Visitors

Mr. Rasmussen introduced Sister Ritamarie and Sister M. Maxine, Teachers, and sixty-seven pupils from St. Patrick School, Fremont, and four parents.

Mr. Bowen introduced Messrs. Everett Mazour, Rudolph Hubl, Clarence Jurgensmeier, Joseph Beyke, Ralph Herz, Thomas Dalnicek, and Dave Mitchell of Lawrence.

NOTICE OF COMMITTEE HEARINGS

Education

LR 26	Tuesday, May 16, 1961	2:00 p.m.

Member Excused

Mr. Marvel was excused for Friday, May 12, 1961.

Adjournment

At 11:59 a.m., on a motion by Mr. Thompson, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETIETH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, May 12, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adamson, Jensen, Marvel, and Staubitz who were excused, Mr. Munnelly who was excused until 9:15 a.m., and Mr. Romans who was excused until 9:25 a.m.

Corrections for the Journal

Page 1350, line 33, insert a comma after "existing".

Page 1354, line 31, insert an underscored comma after *"vitamins"*.

The Journal for the Eighty-ninth Day was approved as corrected.

Visitors

Mr. Lautenschlager introduced Mr. W. H. Tegtmeier, Teacher, St. Paul's Lutheran School, Kenesaw, and Mr. John Endorf, Teacher, Zion Lutheran School, Hastings, and thirty-one pupils.

MESSAGES FROM THE GOVERNOR

May 11, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to notify your honorable body that on May 10, 1961, I permitted LB 195 to become a law without my signature.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

May 11, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your honorable body that on May 9, 1961, I approved LB 274, LB 431, LB 416, LB 638, LB 608, LB 543, LB 436, LB 448, LB 310, LB 344, LB 648, LB 609 and LB 501. On May 10, 1961, I approved LB 603, LB 597, LB 523 and LB 661.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Presented to the Governor

Presented to the Governor for approval on May 11, 1961, at 3:30 p.m.: LB 589 LB 503 LB 495 LB 426 LB 349

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 466. Placed on Select File as amended.

E and R amendments to LB 466:

1. In Standing Committee Amendment 1, section 2, line 1, strike "and"; in lines 6 and 13 strike "as hereinafter defined"; in line 12, strike "means" and insert "shall mean"; in line 16, strike "inter alia" and insert "among others"; in lines 17, 43, 47, and 68, strike the semicolon and insert a comma; in line 21, strike "will" and insert "shall"; in line 52, strike the period and insert a colon; in line 53, insert "(a)" before "Category"; in line 55, strike the period and insert "; or"; in line 56, insert "(b)" before "Category"; in lines 6, 10, 13, 24, 30, 41, 45, 48, and 60, strike the period and insert a semicolon; and in line 63, strike the period and insert "; and".

2. In Standing Committee Amendment 1, section 3, line 5, insert "(1)" after the comma; in line 8, strike "; and" and insert ", and (2)"; and in line 9, strike the semicolon and insert a comma.

3. In Standing Committee Amendment 1, section 4, line 3, strike "herein"; in line 4, insert "by this act" after "him"; in line 8, insert "Nebraska" after "the"; and in line 8, strike the semicolon and insert a comma.

4. In Standing Committee Amendment 1, section 5, line 2, strike "herein"; and in line 3, insert "by this act" after "board".

5. In Standing Committee Amendment 1, section 6, line 8, strike the semicolon and insert a period; in line 20, strike "herein required" and insert "required by this act"; in line 25, strike "hereinbefore defined" and insert "defined in subdivision (9) of section 2 of this act"; and in line 26, strike "will" and insert "shall".

6. In Standing Committee Amendment 1, section 7, line 3, strike "hereinafter provided" and insert "provided in section 16 of this act"; and in line 18, strike the semicolon and insert a comma.

7. In Standing Committee Amendment 1, section 8, line 5, strike the semicolon and insert a comma; and in line 17, strike the first "of" and insert "or".

8. In Standing Committee Amendment 1, section 9, lines 3 and 24, strike the semicolon and insert a comma; and in line 27, insert "of this section" after "(2)".

9. In Standing Committee Amendment 1, section 10, line 13, strike the semicolon and insert a comma.

10. In Standing Committee Amendment 1, section 12, line 6, strike the semicolon.

11. In Standing Committee Amendment 1, section 14, lines 6 and 14, strike the semicolon and insert a comma.

12. In Standing Committee Amendment 1, section 15, line 6, strike "interpretation" and insert "interpretations"; in line 7, strike the semicolon and insert a comma; and in line 9, insert "Nebraska" after "the".

13. In Standing Committee Amendment 1, section 17, line 1, strike "therefrom" and insert "of the legislative and judicial branches of state government"; strike the comma in line 3; in line 4, strike ", in the legislative and judicial" and insert "such"; in line 5, strike "of the state government;" and insert a comma; and in line 5, strike "them" and insert "such branches".

14. In Standing Committee Amendment 1, section 18, lines 6 and 11, strike the semicolon and insert a comma; and in line 8, strike "herein" and insert "in this act".

15. In Standing Committee Amendment 1, section 19, line 2, strike "herein"; and in line 3, insert "in this act" after "provided".

LEGISLATIVE BILL 169. Placed on Select File as amended.

E and R amendments to LB 169:

1. In section 1, insert "of" at the end of line 22 as in the statutes; in line 55, insert "the" after "and" as in the statutes; and in lines 55 and 58 strike "Blind" and insert "Blind *Visually Handicapped*".

2. In the Vosoba General File Amendment, insert "and show the same as stricken" before "and" in line 2 and before the period in line 3.

3. For correlation purposes, after the second comma in line 2 of sections 1 and 2 and after the second comma in line 3 of the title, insert "as amended by section 1, Legislative Bill 115, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, after the reinstated "and" in line 5, insert "five hundred fifty thousand dollars thereof transferred to the State Board of Education for expenditure for the Nebraska Vocational Technical School, which amount shall, beginning January 1, 1962, be deducted and withheld from the proportionate share provided in subdivision (5) of this section, and after such amount has been set aside, the proceeds of such tax"; at the end of line 21, insert "*of which* and eight per cent shall be used for completion of murals for the State Capitol, *and the remainder of*"; and strike beginning with "and" in line 29 through "city" in line 31.

4. In the title, strike lines 5 to 7 and insert, "provide funds for the construction of a State Emergency Control Center; to eliminate the specific allocation of funds for air conditioning of the State Capitol; and to repeal the".

LEGISLATIVE BILL 632. Placed on Select File as amended.

E and R amendment to LB 632:

1. In section 1, line 52, strike "*and provided further,*".

LEGISLATIVE BILL 246. Placed on Select File.

LEGISLATIVE BILL 33. Placed on Select File.

LEGISLATIVE BILL 440. Placed on Select File.

LEGISLATIVE BILL 424. Replaced on Select File as amended.

E and R amendment to LB 424:

1. In the title, line 5, insert "nonuniform" after "establish".

LEGISLATIVE BILL 432. Placed on Select File as amended.

E and R amendments to LB 432:

1. In section 2, line 4, strike "permits" and insert "licenses".

2. In section 3, lines 2 and 5, strike "permit" and insert "license"; and in line 9, strike "permits" and insert "licenses".

3. In the title, line 3, strike "permits" and insert "licenses".

LEGISLATIVE BILL 550. Placed on Select File.

LEGISLATIVE BILL 390. Placed on Select File as amended.

E and R amendment to LB 390:

1. In the title, line 6, insert ", upon forfeiture," after "cash".

LEGISLATIVE BILL 391. Placed on Select File.

LEGISLATIVE BILL 392. Placed on Select File as amended.

E and R amendment to LB 392:

1. In section 1, line 23, strike *"herein"*; and in line 23, insert *"in subdivision (1) of this section"*, after *"limited"*.

LEGISLATIVE BILL 619. Placed on Select File as amended.

E and R amendment to LB 619:

1. In section 1, insert "district" at the end of line 71, as in the statutes; in lines 74 and 76, strike "then" and show the same as stricken; in line 85, strike "alien" and insert "~~alien~~ *alienate*"; in lines 119 and 177, strike the comma and show the same as stricken; in lines 131 and 137, insert *"and"* after the semicolon; and in line 198, strike "subsection" and insert "~~subsection~~ *subdivision*".

LEGISLATIVE BILL 323. Replaced on Select File as amended.

E and R amendment to LB 323:

1. In Enrollment and Review Amendment 4, adopted April 27, 1961, line 5, strike "7" and insert "5".

LEGISLATIVE BILL 156. Correctly engrossed.

LEGISLATIVE BILL 407. Correctly engrossed.

LEGISLATIVE BILL 515. Correctly engrossed.

LEGISLATIVE BILL 522. Correctly enrolled.

LEGISLATIVE BILL 296. Correctly enrolled.

LEGISLATIVE BILL 615. Correctly enrolled.

LEGISLATIVE BILL 620. Correctly enrolled.

LEGISLATIVE BILL 39. Correctly enrolled.

LEGISLATIVE BILL 118. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed. LB 522 LB 296 LB 615 LB 620 LB 39 LB 118

Member's Birthday

Mr. Peck announced that today is Mr. Craft's birthday, and the members sang Happy Birthday to him.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 347.

A BILL FOR AN ACT relating to crimes and punishments; to define a term; to make prescribed uses of credit cards unlawful; to provide penalties; and to provide for notice of cancellation of such cards.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh

Moulton
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Adamson
Jensen
Marvel
Munnelly
Romans
Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 588. With emergency.

A BILL FOR AN ACT to amend sections 44-333, 44-334, and 44-339, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide the requirements of an application for a resident agent license; to require insurance companies to conduct courses of instructions for their agents as prescribed; to provide for hearing for failure to comply with provisions of this act; to provide grounds for denial of license to applicants, and a hearing on such denial; to provide for revocation or suspension of license as prescribed; to provide for appeal; to repeal the original sections, and also sections 44-336, 44-337, and 44-338, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Nelson

Not voting, 5:

Adamson
Jensen
Marvel
Romans
Staubitz

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 585. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 408. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 507. Advanced to E and R for engrossment.

LEGISLATIVE BILL 322. Advanced to E and R for engrossment.

LEGISLATIVE BILL 581. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 468. E and R amendment found in the Legislative Journal for the Eighty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 505. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 363. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-eighth Day was adopted with 24 ayes, 5 nays, and 14 not voting.

Mr. Moulton offered the following amendments which were adopted:

1. Add the emergency clause.
2. Amend the title to conform.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 499. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 403. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 684. Read and considered.

Mr. Stryker Presiding

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

Visitors

Mr. Syas introduced Teddy L. Schomee, Edhardt Lukon and Jim Joerns, Omaha University students.

LEGISLATIVE BILL 685. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

Visitor

Mr. Rasmussen introduced Dr. Walter Militzer, Dean of the College of Arts and Sciences, University of Nebraska.

LEGISLATIVE BILL 682. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Laid over at the request of Mr. Romans.

LEGISLATIVE BILL 687. Read and considered.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 688. Read and considered.

Advanced to E and R for review with 25 ayes, 0 nays, and 18 not voting.

Announcement

Mr. Brandt announced that the Corps of Engineers have granted permission for the members of the Legislature to tour the missile site near Auburn on Wednesday, May 24. Departure from Lincoln will be 3:00 p.m., and transportation will be arranged. Dinner will be in Nebraska City.

President Burney Presiding

LEGISLATIVE BILL 667. Reading waived. Considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for review with 23 ayes, 0 nays, and 20 not voting.

LEGISLATIVE BILL 692. Read and considered.

Mr. Munnelly offered the following amendment which was adopted:

1. Amend the title, line 7, by striking "as" and inserting "at".

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

Visitors

Mr. Rasmussen introduced Mmes. Freeman and Mathemeier, Teachers, and thirty-one pupils of the Nickerson School, and seven parents; Mr. Arthur Albrecht, Principal, and seven pupils of Immanuel Lutheran School, Hooper, and Mr. and Mrs. Marvin Geisler and Mrs. A. Schuman, parents.

LEGISLATIVE BILL 473. Read and considered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 472. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Seventy-third Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mrs. Orme introduced Jeanne Woodside, Instructor, and fourteen students of the National Business Institute, Lincoln.

Mr. Stalder introduced Messrs. Lyle A. Rolofson, Principal, Larry Horstman, Coach, and twenty-two students of Table Rock High School.

Speaker Thompson Presiding

LEGISLATIVE BILL 593. Read and considered.

Mr. Syas offered the following amendment which was adopted:

1. Amend section 1, line 15, by inserting *"be"* after the word *"to"*.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

MESSAGE FROM THE GOVERNOR

May 12, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on May 10, 1961, he approved LB 136; on May 11, 1961, he approved LB 425; and on May 12, 1961, he approved LB 502.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 454. Indefinitely postponed.

LEGISLATIVE BILL 629. Indefinitely postponed.

(Signed) Jack Romans, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 580. Placed on General File as amended.

Standing Committee amendments to LB 580:

1. Amend Section 1, line 13 by striking the words "Installment loans" and by inserting in lieu thereof the word "Loan".

2. Amend Section 1, line 15 by inserting after the word "loan" "*made by a person who is not a licensee*".

3. Amend Section 1, line 17 by inserting after the first "loan" "*made by a person who is not a licensee*".

4. Amend Section 3, by inserting after the word "emergency" the word "*exists*".

5. Amend the title to conform.

LEGISLATIVE BILL 666. Placed on General File as amended.

Standing Committee amendments to LB 666:

1. Amend the bill by striking section 1 and inserting in lieu thereof three new sections to be known as sections 1, 2, and 3 and to read as follows:

"Section 1. That section 8-417, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

8-417. Sections 8-401 to 8-416 shall not apply to any company registered as a face amount certificate company under the "Investment Company Act of 1940," Public Act No. 768, 76th Congress, nor to the securities, brokers or salesmen of any such company, but any such company and its securities shall be subject exclusively to this section and to Article 3, Chapter 81; *Provided,* that in lieu of all written applications, required by section 81-315, any such company may submit a copy of any security it proposes to sell and a copy of its registration statement on file with the Securities and Exchange Commission of the United States of America, and, in lieu of all fees required of issuers and brokers under section 81-337 with respect to the issuance of securities, any such company shall, at the time of filing its original application or statement, pay to the Director of Banking, Department of Banking, a fee of five hundred dollars, and, upon meeting the other requirements of Article 3, Chapter 81, the security covered by the application or statement shall be authorized for sale or exchange under Article 3, Chapter 81, and renewal authorizations thereunder may be issued annually upon payment to the Director of Banking of a fee of *three thousand* dollars.

Sec. 2. That original section 8-417, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. Amend the title to conform.

(Signed) John P. Munnelly, Chairman

Visitors

Mr. McCosh introduced Mr. and Mrs. George Schroder and daughter from Scottsbluff.

MESSAGE FROM THE GOVERNOR

May 9, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

I respectfully request the introduction of a bill to aid cities in Nebraska in their efforts to supply housing for the aged.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:ojf

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 716. By Fern Hubbard Orme of Legislative District 20, upon recommendation of the Governor.

A BILL FOR AN ACT to amend sections 71-1503, 71-1504, and 71-1507, Reissue Revised Statutes of Nebraska, 1943, relating to housing; to define aged; to provide that no election shall be necessary to authorizing housing projects for the aged under the Housing Cooperation Law; and to repeal the original sections.

Visitors

Mr. Bridenbaugh introduced Mr. Rice and Mrs. Moller, Teachers, and twenty-six Eighth Grade students of Wakefield Public School.

Mr. Waldo introduced Lucille Davison, Teacher, and twelve pupils of District 147, Ellis.

GENERAL FILE

LEGISLATIVE BILL 686. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Seventy-third Day was adopted.

Mr. Adams requested unanimous consent to lay LB 686 over until Tuesday, May 16.

Mr. Knight objected.

President Burney Presiding

Advanced to E and R for review with 29 ayes, 2 nays, and 12 not voting.

Visitors

Mr. Peck introduced Mr. Luther Bonham of Fairbury.

Mr. Diers introduced Mr. R. J. Lemke, Teacher, and thirty pupils of St. John's Lutheran School, Seward, and five parents.

Mr. Bowen introduced Mr. Henry Hite of Nelson.

Mr. Nelson introduced Mrs. Rose Kivett, Teacher, and twenty-seven pupils of Inman Consolidated School, Holt County.

Members Excused

Mr. Gerdes was excused for Monday, May 15.

Mr. Knight was excused for this afternoon.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and that LB 716 be referred to the Committee on Government and Military Affairs. (Signed) Fern Hubbard Orme

The motion prevailed with 29 ayes, 2 nays, and 12 not voting, and LB 716 was referred to the Committee on Government and Military Affairs.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 715 Friday, May 19, 1961 2:00 p.m.

Government and Military Affairs

LB 716 Thursday, May 18, 1961 2:00 p.m.

MOTION—LB 430

Mr. President: I move that LB 430 be placed on General File. (Signed) John P. Munnelly

Motion pending.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Harold B. Stryker

The motion prevailed with 25 ayes, 3 nays, and 15 not voting, and at 11:53 a.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 15, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Gerdes and Wylie who were excused.

Corrections for the Journal

Page 1364, line 14, capitalize the word "in".

Page 1369, line 10, correct the spelling of the word "missile".

The Journal for the Ninetieth Day was approved as corrected.

Communication

Note of appreciation from the Barney Aufenkamp family.

Presented to the Governor

Presented to the Governor for approval on May 12, 1961, at 2:30 p.m.: LB 620 LB 615 LB 522 LB 296 LB 118 LB 39

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 223. Indefinitely postponed.

LEGISLATIVE BILL 564. Indefinitely postponed.

(Signed) Jack Romans, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 282.

A BILL FOR AN ACT to amend section 32-216, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to require a general registration of voters in counties having a population of more than sixty thousand inhabitants; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 1:

Nelson

Not voting, 2:

Gerdes
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 197. Laid over at the request of Mr. Bowen.

LEGISLATIVE BILL 235.

A BILL FOR AN ACT to amend sections 71-1,142, 71-1,143, and 71-1,147, Reissue Revised Statutes of Nebraska, 1943, relating to pharmacy; to redefine terms; to provide for the detailed regulation, by the Department of Health as prescribed, of all phases of the practice of pharmacy; to provide procedures and penalties; to provide exceptions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adams
Bowen
Brandt
Craft
Diers
Erlewine
Fleming
Forrester
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Webb

Voting in the negative, 9:

Adamson
Bridenbaugh
Burbach
Claussen
Gerhart
Nelson
Ruhnke
Stryker
Waldo

Not voting, 2:

Gerdes
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 496.

A BILL FOR AN ACT to amend sections 77-2316 and 77-2340, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2315 and 77-2341, Revised Statutes Supplement, 1959, relating to investment of public funds; to change provisions for investments by county treasurers; to change earnings and security requirements; to permit any political subdivision to invest the surplus of any fund in excess of current needs, as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Adams
Claussen
Craft
Diers
Erlewine
Fleming
Hasebroock
Jensen
Kjar
Klaver
Lautenschlager
McCosh
Munnelly
Nelson
Orme
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 14:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Forrester
Gerhart
Knight
Marvel
McHugh
Moulton
Romans
Russillo
Stromer

Not voting, 3:

Gerdes
Peck
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Members Excused

Messrs. Stryker and Bowen were excused at 9:40 a.m., for the remainder of the day.

SELECT FILE

LEGISLATIVE BILL 466. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 169. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 632. E and R amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 246. Advanced to E and R for engrossment.

LEGISLATIVE BILL 33. Advanced to E and R for engrossment.

LEGISLATIVE BILL 440. Advanced to E and R for engrossment.

LEGISLATIVE BILL 424. E and R amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 432. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 550. Advanced to E and R for engrossment.

LEGISLATIVE BILL 390. E and R amendment found in the Leglative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 391. Advanced to E and R for engrossment.

LEGISLATIVE BILL 392. E and R amendment found in the Leglative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 619. E and R amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 323. E and R amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 291. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for review with 25 ayes, 2 nays, and 16 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 27. Re: Nebraska Right to Work Law.

Introduced by Jack Romans, 29th District; Marvin Lautenschlager, 30th District; and J. O. Peck, 26th District.

WHEREAS, the Constitution of the State of Nebraska provides that no person shall be denied employment because of membership or affiliation with, or resignation or expulsion from a labor organization or because of refusal to join or affiliate with a labor organization, the same being a declaration of the fact that Nebraska is a "Right to Work" state; and

WHEREAS, the same is in accord with the fundamental principles of individual liberty and freedom of choice; and

WHEREAS, the above is the public policy of the State of Nebraska; and

WHEREAS, the Commissioner of Labor of Nebraska, Donald Bastemeyer, has written the Commissioner of Labor and Industry of the State of Maine setting forth an opinion that the Nebraska law has only served the purpose of confusing the whole field of employee-employer relationships and that the same is not good legislation "in any sense of the word" and that restrictive labor laws have resulted in a substantial loss of our younger people; and

WHEREAS, these statements were also published in the May 6th, 1961 issue of the National AFL-CIO news, as well as entered as formal testimony before the Legislature of the State of Maine on the question of a right to work law in that state; and

WHEREAS, such statements by a Nebraska state official, might tend to indicate that the Nebraska Legislature does not believe in the right to work concept and the freedom of individuals to make their own choice as to union membership; and

WHEREAS, such undocumented opinions by the Commissioner of Labor of the State of Nebraska, jeopardizes the Nebraska Industrial Development program by creating a false, nationwide image, regarding the Nebraska business and labor climate; and

WHEREAS, it is a proven fact that the Nebraska business climate is one of the state's greatest assets and that the Nebraska Right to Work law is and has been a plus factor in advancing and enriching the economy of our state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That this Legislature hereby reaffirms it's faith and belief in the Nebraska Right to Work law and the freedom of choice given to workers under said law for the following reasons:

(a) Forty-five plants have located in Nebraska and fifteen additional plants have announced expansion programs since 1958.

(b) That of nineteen states having Right to Work laws, eighteen have enjoyed a total increase in manufacturing employment. This compares to no increase in manufacturing employment, and in fact, a decrease in manufacturing employment in many states where there are no Right to Work laws and where restrictive labor laws have created a business climate that is not favorable to industrial development and expansion.

(c) That the Nebraska Right to Work Law has not destroyed unionism in Nebraska but has strengthened it; that union membership has grown substantially in Nebraska over the last decade and that management-labor relations have been stabilized to the benefit of everybody.

2. That a copy of this resolution be forwarded immediately to both houses of the Legislature of the State of Maine, thus setting forth and reaffirming Nebraska's faith and belief in the Right to Work principle.

3. That the Nebraska Legislature forthwith issue a public invitation through the Division of Nebraska Resources to all industrial and manufacturing firms interested in plant relocation or expansion, to come to Nebraska and personally investigate the effects of the Nebraska Right to Work Law and how the same has been of the greatest benefit to the business climate of the state.

Mr. Romans requested unanimous consent to add Theodore H. McCosh, 42nd District; Albert A. Kjar, 36th District; Elvin Adamson, 40th District; and W. H. Hasebroock, 12th District, as co-introducers of LR 27. No objections. So ordered.

Mr. Adams requested unanimous consent for permission to debate LR 27 this morning.

Mr. Romans objected.

Mr. Adams moved that the rules be suspended and that LR 27 be debated this morning.

The Adams motion lost with 3 ayes, 28 nays, and 12 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 190. Placed on Select File as amended.

E and R amendments to LB 190:

1. Strike section 1 and all amendments thereto and insert:

"Section 1. That section 39-723, Reissue Revised Statutes of Nebraska, 1943, as amended by section 24, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

39-723. ~~No~~ *(1) Except as provided in subsections (2) and (3) of this act, no* person shall operate a motor vehicle on any highway outside of a city or village at a rate of speed greater than is reasonable and proper, having regard for the traffic, the use of the road, and the condition of the road, nor at a rate of speed such as to endanger the life or limb of any person, nor in any case, ~~except the motor vehicles specified in section 39-723.01,~~ at a rate of speed exceeding ~~(1)~~ *(a)* seventy-five miles per hour upon any part of the National System of Interstate and Defense Highways or upon any freeway as defined in section 3, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, ~~or (2)~~ *(b)* sixty-five miles per hour between the hours of sunrise and sunset, and fifty-five miles per hour between the hours of sunset and sunrise, upon any concrete, brick, macadamized, or other hard-surfaced highway, or upon any other highway that is a part of the state highway system, or ~~(3)~~ *(c)* fifty miles per hour upon any gravel, dirt, or other highway or road that is not hard-surfaced, except upon any highway that is a part of the state highway system.

(2) No person shall operate a truck, truck-tractor, or any freight-carrying vehicle on any highway outside of a city or village at a rate of speed that is greater than reasonable and proper, having regard for the traffic, the use of the road, and the conditions of the road, nor at a rate of speed such as to endanger the life or limb of any person, nor in any case at a rate of speed exceeding (a) sixty-five miles per hour upon any portion of the National System of Interstate and Defense Highways or on any freeway as defined in section 3, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, (b) sixty miles per hour between the hours of sunrise and sunset, and fifty miles per hour between the hours of sunset and sunrise, upon any concrete, brick, macadamized, or other hard-surfaced highway, or upon any other highway that is a part of the state highway system, or (c) fifty miles per hour upon any gravel, dirt, or other highway or road that is not hard-surfaced, except upon any highway that is a part of the state highway system.

(3) No person shall operate any motor vehicle when towing a cabin trailer on any highway outside of a city or village at a rate of speed greater than is reasonable and proper, having regard for the traffic, the use of the road, and the conditions of the road, nor at a rate of speed such as to endanger the life or limb of any person, nor in any case at a rate of speed exceeding fifty miles per hour.

(4) The Department of Roads shall, at the expense of such department, erect and maintain suitable signs along county roads in such number and at such locations as the department shall deem necessary to give adequate notice of the speed limit upon such roads.".

2. Because of the amendments to section 39-7,108, Reissue Revised Statutes of Nebraska, 1943, made in Legislative Bill 136, strike section 2 added by the Ruhnke General File Amendment 1 and strike the Ruhnke General File Amendments 3 and 4.

3. In section 2, line 10, strike "and" and insert "~~and~~ *or*".

4. In section 3, line 47, strike "sections" and insert "~~sections~~ *section*".

5. Add a new section after section 3, to be known as section 4 and to read as follows:

"Sec. 4. That section 5, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

Sec. 5. Control of speed and regulation of traffic on any part of the roadway of a freeway is hereby deemed to be a matter of statewide concern, whether such part of the freeway is located inside or outside the limits of any city or village, and control of speed on such part of any freeway shall be governed only by the limits provided in sections 39-723 and 39-723.02; *Provided,* that whenever the department shall determine upon the basis of an engineering and traffic investigation that any maximum or minimum speed is greater than is reasonable or safe on any part of a freeway, the department shall determine and declare a prima facie speed limit on such part of the freeway which shall be effective when appropriate signs giving notice thereof are erected. Speed limitations stated in sections 39-723 and 39-723.02 or determined and declared by the department pursuant to this section shall be paramount to any contrary rules or regulations established by a city or village to govern speed and traffic control on freeways within its jurisdictional limits, and nothing contained in section 39-7,108 shall be construed to give local authorities power to change such speed limitations by ordinance.".

6. Renumber original section 4 as section 5.

7. In renumbered section 5, line 1, strike "39-723, 39-723.05," and insert "39-723.05"; at the end of line 2 insert "section 39-723, Reissue Revised Statutes of Nebraska, 1943, as amended by section 24, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, and section 5, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961,"; and after the second

comma in line 4, insert "as amended by section 25, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961,".

8. In the title, line 2, strike "39-723, 39-723.05," and insert "39-723.05"; after the second comma in line 3, insert "section 39-723, Reissue Revised Statutes of Nebraska, 1943, as amended by section 24, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, and section 5, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961,"; strike lines 5 to 7, and insert "limit for prescribed vehicles; to establish a speed limit for any vehicle towing a cabin trailer; to change internal"; and in line 10, insert ",as amended by section 25, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961" after "1943".

LEGISLATIVE BILL 435. Placed on Select File as amended.

E and R amendments to LB 435:

1. The amendments proposed by section 2 having been stricken by the Waldo General File Amendment 1, strike section 2 and renumber original sections 3 and 4 as sections 2 and 3, respectively.

2. In renumbered section 2, lines 2 and 3, strike "and section 83-424, Revised Statutes Supplement, 1959, are" and insert "is".

3. In section 1, line 26, strike the first comma and insert a semicolon as in the statutes.

4. For correlation purposes, after the second comma in line 2 of section 1, and of renumbered section 2, and after the second comma in line 3 of the title, insert "as amended by section 1, Legislative Bill 609, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, line 28, strike "trip or" and insert "or more"; and in line 73, insert "the fees for committing, guarding, confining, and" after the comma.

5. In the title, lines 3 and 4, strike "and section 83-424, Revised Statutes Supplement, 1959,"; strike lines 5 to 7, and "ties;" in line 8; in line 10, strike "their" and after "duties" insert "by sheriffs"; and in line 12, strike "sections" and insert "section".

LEGISLATIVE BILL 709. Placed on Select File as amended.

E and R amendment to LB 709:

1. In section 2, lines 27 and 28, strike "would also appraise" and insert "shall also include the appraisal of".

LEGISLATIVE BILL 660. Placed on Select File.

LEGISLATIVE BILL 669. Placed on Select File as amended.

E and R amendments to LB 669:

1. In section 1, line 6, strike "legally" and insert "lawfully"; in line 10, insert a comma after "thereof"; and strike the comma in line 11.

2. In section 2, line 2, strike the comma; in line 9, insert "shall," after "and"; insert a comma at the end of line 9; strike the first "or" in line 13; strike line 16, and insert "for return of such vehicle"; and in line 17, strike "a felony" and insert "violation of this section".

3. In the title, line 2, after the semicolon, insert "to make it unlawful to obtain possession of a motor vehicle with intent to defraud, as prescribed;"; in line 6, insert "at a particular" after "or".

LEGISLATIVE BILL 533. Correctly engrossed.

LEGISLATIVE BILL 681. Correctly engrossed.

LEGISLATIVE BILL 507. Correctly engrossed.

LEGISLATIVE BILL 322. Correctly engrossed.

LEGISLATIVE BILL 581. Correctly engrossed.

LEGISLATIVE BILL 468. Correctly engrossed.

LEGISLATIVE BILL 505. Correctly engrossed.

LEGISLATIVE BILL 347. Correctly enrolled.

LEGISLATIVE BILL 588. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 347 LB 588

GENERAL FILE

LEGISLATIVE BILL 574. Considered.

Speaker Thompson Presiding

Laid over at the request of Mr. Waldo.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 604. Placed on General File.

LEGISLATIVE BILL 529. Indefinitely postponed.

LEGISLATIVE BILL 500. Placed on General File as amended.

Standing Committee amendments to LB 500:

1. Amend section 3 of the bill, line 3 by inserting *"January 1, 1961"* after "licensed", lines 9 and 10 by striking "under established schedules of charges and rates of compensation", and line 13 by striking "and does" and inserting *", and such bonded and licensed warehouses or storage areas established on or after January 1, 1961 which thereafter are licensed under the provisions of section 81-2,122 to 81-1,134 or sections 88-159 to 88-165 which do not".*

2. Amend section 4 of the bill, lines 6 and 7 by striking "make a written certificate of such intention to be filed with" and inserting *"notify in writing"*, line 8 by inserting *"of such intention"* after "area", and line 14 by striking "the owners" and inserting *"said owners or depositors".*

LEGISLATIVE BILL 707. Placed on General File as amended.

Standing Committee amendments to LB 707:

1. Amend section 1 of the bill, line 15 by inserting *", or any personal representative acting in a fiduciary capacity"* after "administrator", by striking line 19 and inserting *"trustee, or other personal representative at the place where the deceased person or ward owning".*

2. Amend section 2 of the bill, line 16 by inserting after vehicle the words *"used and owned for non-business purposes and students"*, and line 18 by striking the new matter.

(Signed) J. W. Burbach, Chairman

GENERAL FILE

LEGISLATIVE BILL 682. Laid over temporarily at the request of Mr. Romans.

LEGISLATIVE BILL 316. Laid over until Wednesday, May 17, at the request of Mr. Marvel.

LEGISLATIVE BILL 695. Read and considered.

Advanced to E and R for review with 21 ayes, 0 nays, and 22 not voting.

Visitors

Mr. Lautenschlager introduced Mrs. Walter Raecke of Central City.

Mr. Stalder introduced Mrs. Virginia Jones, Teacher, and eight pupils of District 30, Tecumseh, and three mothers.

Mr. Diers introduced Mr. Arthur Bangert, Teacher, and sixteen pupils of St. Paul's Lutheran School, Utica.

Mr. Klaver introduced Mrs. Loyola Wettenger and Mr. John Larsen, Teachers, and sixty pupils from Carter Lake, Iowa.

Mr. Adamson introduced Mr. and Mrs. Lester Lundy of Hay Springs.

LEGISLATIVE BILL 518. Read and considered.

Mr. Moulton offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 3, line 1, by striking "section 5" and inserting "section 6".

Standing Committee amendments found in the Legislative Journal for the Seventy-fourth Day were adopted as amended.

Mr. Moulton offered the following amendment which was adopted:

1. Amend the title to conform.

President Burney Presiding

Advanced to E and R for review with 25 ayes, 2 nays, and 16 not voting.

LEGISLATIVE BILL 623. Read and considered.

Laid over until Wednesday, May 17, at the request of Mrs. Orme.

LEGISLATIVE BILL 653. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for review with 26 ayes, 4 nays, and 13 not voting.

LEGISLATIVE BILL 175. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Rasmussen introduced Mr. and Mrs. Dean Irish, Julie, Karen and Kevin Irish of Albion.

LEGISLATIVE BILL 679. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Brandt introduced Mrs. Ruth Gerdes, Teacher, and sixteen pupils from District 39, Auburn, and five parents.

Mrs. Orme introduced Erma Miller, Teacher, and thirty-one students from Crescent, Iowa, and six adults.

UNANIMOUS CONSENT—Change of Order

Mr. Bridenbaugh requested unanimous consent to have LB 578 placed immediately following LB 374 for consideration on General File Thursday, May 18. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Claussen requested unanimous consent to hold an executive session of the Committee on Miscellaneous Appropriations and Claims at 1:30 p.m., today, May 15. No objections. So ordered.

Recess

At 11:57 a.m., on a motion by Mr. Peck, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Bowen, Gerdes and Stryker who were excused.

GENERAL FILE

LEGISLATIVE BILL 680. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Skarda introduced Messrs. Joe Prospical, Milo Cowdery and Bob Baburek of Omaha.

Mr. Vosoba introduced his father, Mr. Joseph Vosoba of Milligan.

LEGISLATIVE BILL 682. Considered.

Mr. Romans offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 1, line 7 by striking "as a unit" and inserting "separately as a unit either for a plan for the individual district or with more districts as determined by the vote by the election".

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 624. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 487. Laid over at the request of Mr. Adamson.

LEGISLATIVE BILL 618. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 485. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Visitors

Mr. Romans introduced Messrs. John A. Bernt and Gene Mailander of Spalding.

LEGISLATIVE BILL 330. Read and considered.

Advanced to E and R for review with 23 ayes, 1 nay, and 19 not voting.

LEGISLATIVE BILL 331. Read and considered.

Advanced to E and R for review with 27 ayes, 2 nays, and 14 not voting.

LEGISLATIVE BILL 476. Reading waived in lieu of the reading of the Standing Committee amendment. Considered.

Standing Committee amendment found in the Legislative Journal for the Seventy-seventh Day was adopted.

Mrs. Orme offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 25 ayes, 0 nays, and 18 not voting.

LEGISLATIVE BILL 265. Read and considered.

Advanced to E and R for review with 25 ayes, 0 nays, and 18 not voting.

LEGISLATIVE BILL 262. Read and considered.

Speaker Thompson Presiding

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Stromer introduced Mr. Donald C. Deen, Principal, and nineteen students of the North Platte High School of Dearborn, Missouri.

Mr. Russillo introduced Mmes Doane, Principal, Fair and Maxwell, Teachers, and fifty-five students of the Walnut Hill School, Omaha.

LEGISLATIVE BILL 640. Read and considered.

Standing Committee amendment 1, found in the Legislative Journal for the Seventy-seventh Day, was adopted.

Standing Committee amendment 2 was rejected with 5 ayes, 28 nays, and 10 not voting.

Laid over at the request of Mr. Waldo.

Visitors

Mr. Claussen introduced Mmes Robert Auten, Joe Jura and Lloyd Divis, Teachers, and thirty-four pupils from Colfax County Districts 23, 5, and 12.

Mr. Russillo introduced Mr. Paul Moessner, a University of Nebraska student.

UNANIMOUS CONSENT—Withdraw Bill

Mr. Brandt requested unanimous consent to withdraw LB 566.

Request pending. Laid over.

UNANIMOUS CONSENT—LB 263

Mr. Russillo requested unanimous consent to consider LB 263 as first order of business on General File on Tuesday, May 23. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 610. Read and considered.

President Burney Presiding

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Mr. Klaver offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

UNANIMOUS CONSENTS—Executive Sessions

Mr. Burbach requested unanimous consent to hold an executive session of the Revenue Committee at 1:00 p.m., Tuesday, May 16. No objections. So ordered.

Mr. Ruhnke requested unanimous consent to hold an executive session of the Public Works Committee immediately after adjournment on Tuesday, May 16. No objections. So ordered.

Adjournment

At 3:56 p.m., on a motion by Mr. Waldo, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 16, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by Mrs. Orme.

The roll was called and all members were present except Mr. Vosoba who was excused.

Corrections for the Journal

Page 1388, line 13, delete "Mr." and insert "Mrs.".

The Journal for the Ninety-first Day was approved as corrected.

Member Excused

Mr. Vosoba was excused for Wednesday, May 17.

Presented to the Governor

Presented to the Governor for approval on May 15, 1961, at 2:00 p.m.: LB 588 LB 347

(Signed) Martha Haines, Enrolling Clerk

Visitors

Mr. Stromer introduced Mr. Harold Lantz, Principal; Miss Betty Pauly, Assistant Principal; Messrs. LeRoy Hansen, Harold Holloway, and Stanley Hart, Miss Sue Jouvenah, and Mrs. Sharon Potadle, Teachers; and one hundred eighty students from Everett Junior High School, Lincoln.

RESOLUTIONS

LEGISLATIVE RESOLUTION 27.

Mr. Skarda objected to consideration of LR 27 at this time, and requested a showing of hands on the referral to a standing committee.

There were five seconds, and the Chair announced that the Resolution would be referred by the Reference Committee.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Government and Military Affairs be permitted to introduce a bill relating to various state boards where representation is based on congressional districts and to provide that that representation continue to be based on the congressional district alignment as it existed on January 1, 1961. (Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill granted with 32 ayes, 0 nays, and 11 not voting.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Government and Military Affairs be permitted to introduce a bill relating to county government; to authorize county boards to fix salaries of and hours of work for employees in the various county offices. (Signed) Kenneth L. Bowen, Chairman

Permission to introduce the bill granted with 34 ayes, 0 nays, and 9 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 717. By Committee on Government and Military Affairs, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT to amend sections 2-1907, 60-1402, 68-326, 72-201, 80-401.06, and 81-862, Reissue Revised Statutes of Nebraska, 1943, and section 71-1,132.07, Revised Statutes Supplement, 1959, relating to state boards; to provide that the congressional districts from which members of various boards as prescribed are appointed shall be as they were constituted on January 1, 1961; and to repeal the original sections.

LEGISLATIVE BILL 718. By Committee on Government and Military Affairs, Kenneth L. Bowen, 32nd District, Chairman.

A BILL FOR AN ACT relating to counties; to authorize the county board to fix the salaries of all employees in the offices of the elected officers of the county and to fix the hours and days that the offices of the elected officers of the county shall be open for business to the public; to amend section 23-1114, Revised Statutes Supplement, 1959; and to repeal the original section.

SUSPEND RULES—LB 717

Mr. President: I move that the rules be suspended and LB 717 be placed on General File. (Signed) Kenneth L. Bowen

The motion prevailed with 34 ayes, 3 nays, and 6 not voting.

SUSPEND RULES—LB 718

Mr. President: I move that the rules be suspended and LB 718 be referred to the committee on Government and Military Affairs. (Signed) Kenneth L. Bowen

The motion prevailed with 34 ayes, 2 nays, and 7 not voting.

Visitor

Mr. Diers introduced his son, Dick Diers of Gresham.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 177. Indefinitely postponed.

LEGISLATIVE BILL 120. Indefinitely postponed.

(Signed) Jack Romans, Chairman

BILLS ON FINAL READING

LEGISLATIVE BILL 197. Laid over temporarily.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 313. With emergency.

A BILL FOR AN ACT to amend sections 39-1320 and 39-1335, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to authorize the Department of Roads to acquire advertising rights along the National System of Interstate and Defense Highways as prescribed; to prescribe the purpose for such acquisition; to authorize agreements with the Secretary of Commerce of the United States as prescribed; to provide for rules and regulations; to provide penalties; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 32:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
McCosh
McHugh
Munnelly
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 10:

Bridenbaugh
Diers
Erlewine
Jensen
Lautenschlager
Marvel
Moulton
Nelson
Romans
Ruhnke

Not voting, 1:

Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye", enthusiastically, on LB 313. (Signed) Joe T. Vosoba

Visitors

Mr. Skarda introduced Sister Mary Jeananne, Sister Mary Robert, and fourteen pupils of St. Wenceslaus School, Omaha.

LEGISLATIVE BILL 406.

A BILL FOR AN ACT to amend section 28-540, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide that any lessee of goods or chattels who converts the same to his own use, as prescribed, or who removes, permits, or causes the same to be removed from this state without the consent of the owner shall be guilty of larceny and subject to punishment, as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft

Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Stryker introduced Mrs. Dorothy Engler, Teacher, and four pupils of District 58, Butler County.

LEGISLATIVE BILL 402. With emergency.

A BILL FOR AN ACT relating to cities and villages, all; to provide a lien upon real estate for special assessments; to provide the priority of such lien; to provide a cumulative procedure for enforcement of such lien; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 627. With emergency.

A BILL FOR AN ACT to amend sections 28-473, 71-102, 71-107, 71-110, 71-112, 71-173, 71-175, 71-176, 71-1,103, and 71-1,138, Reissue Revised Statutes of Nebraska, 1943, sections 71-122 and 71-162, Revised Statutes Supplement, 1959, and section 33-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 24, Seventy-second Session, Nebraska State Legislature, 1961, relating to podiatry; to change the name of chiropody to podiatry; to define the practice of podiatry; to authorize the sale of prescribed drugs upon prescription of a podiatrist; to provide duties for the Revisor of Statutes; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 694. With emergency.

A BILL FOR AN ACT to amend sections 83-246 and 83-247, Reissue Revised Statutes of Nebraska, 1943, relating to mentally retarded children; to transfer responsibility for and authority over schools for mentally retarded children from the Board of Control to the State Department of Education; to transfer funds to the State Department of Education as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. McHugh introduced Mmes Edward Lundak and Norma Mettlen, Teachers, and fourteen pupils from Alvo, and three mothers.

LEGISLATIVE BILL 197. With emergency.

A BILL FOR AN ACT relating to auction livestock markets; to define terms; to provide exemptions; to create an Auction Livestock Market Board as prescribed; to make it unlawful to operate an auction livestock market without first complying with this act; to provide for hearings on applications and notice thereof; to provide for issuance of licenses to existing auction livestock markets; to prescribe license fees; to fix the method of transfer of such licenses; to prescribe bond requirements; to require auction livestock market records; to provide for the filing and hearing of complaints; to provide for the revocation of such licenses; to fix the method and procedure for appeals; to provide penalties; to create a special fund; to provide how this act may be cited; to provide an operative date; to amend section 54-152, Reissue Revised Statutes of Nebraska, 1943, and sections 1, 2, and 3, Legislative Bill 215, Seventy-second Session, Nebraska State Legislature, 1961; to repeal the original sections and also Chapter 54, article 11, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Waldo
Webb
Wylie

Voting in the negative, 3:

Erlewine
Ruhnke
Syas

Not voting, 2:

McHugh
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Speaker Thompson Presiding

Visitors

Mr. Skarda introduced Sister Mary Rosalita and Sister Mary Rose Ann, Teachers, and thirty-seven pupils from Immaculate Conception School, Omaha.

Mr. Diers introduced Mr. Haley and Mr. McNaught, Teachers, and fifty-three students from Wellard School, York, and four room mothers.

MOTION—LB 407

Mr. President: I move to return LB 407 to Select File for the following specific amendments. (Signed) Arnold Ruhnke

1. Amend the Ruhnke Amendment 1, section 1, line 29 by inserting before the period the following: "*; that this provision shall apply to all appeals by the condemner pending on the effective date of this act*".

2. Amend the bill by adding a new section immediately after renumbered section 4 to be known as section 5 and to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Amendments pending.

The Ruhnke motion prevailed with 27 ayes, 0 nays, and 16 not voting, and the bill was returned to Select File.

SELECT FILE

LEGISLATIVE BILL 407. The pending Ruhnke specific amendments found in this Day's Journal were adopted with 26 ayes, 0 nays, and 17 not voting.

Advanced to E and R for re-engrossment.

Reference Committee Report

LR	Committee
27	Labor and Public Welfare

(Signed) Dwight W. Burney
Chairman

STANDING COMMITTEE REPORTS

LEGISLATIVE BILL 657. Placed on Select File as amended.

E and R amendments to LB 657:

1. Strike the new matter in lines 16 to 20, and insert the same at the end of line 28; insert *"sale or"* at the end of line 24; and in line 24, strike ", or sale" and show the same as stricken.

2. Add a new section to be known as section 2, and to read as follows:

"Sec. 2. That section 23-118, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-118. ~~The~~ *Except when acquired because of the existence of an old age assistance lien, the* county board shall not sell, or lease for a period of ten years or more, the public grounds as provided in section 23-107 without having first submitted the question of selling, or leasing, such public grounds to a vote of the electors of the county; *Provided,* in any case where the county has acquired real estate at a cost not to exceed three thousand dollars by gift, purchase or judicial proceedings in which the county is plaintiff or is interested, the county board may sell such real estate without submitting the question to a vote of the electors of the county; ~~Provided~~ *and provided further,* where the county board shall have sold the public grounds and received the consideration thereof without having first submitted the question of selling such public grounds to a vote of the electors of said county, or if having submitted such question to a vote of the electors of said county, the requisite number of votes were not cast in favor of such question, or if for any other reason such sale of the public grounds was irregular, illegal or void, and where the purchaser of such public grounds or his grantees have been in open, notorious, undisputed, continuous, and adverse possession thereof for more than ten years, and during which ten years the county board has not refunded or offered to refund the purchase price, then in all such cases the county board is authorized and empowered, and when requested by the proper person is required to convey to the purchaser of such grounds or his grantees by good and sufficient deed without cost, the fee simple title to the public grounds so irregularly or illegally sold.".

3. Renumber original sections 2 and 3 as sections 3 and 4, respectively.

4. In renumbered section 3, line 1, strike "section 23-107" and insert "sections 23-107 and 23-118"; and in line 2, strike "is" and insert "are".

5. In the title, line 2, strike "section 23-107" and insert "sections 23-107 and 23-118"; and in line 8, strike "section" and insert "sections".

LEGISLATIVE BILL 455. Placed on Select File as amended.

E and R amendments to LB 455:

1. In section 1, line 7, insert ", *in counties having a population in excess of two hundred thousand inhabitants,*" after "who"; and in line 8, insert "*and who, in other counties, shall be elected at the first general election of county officers following approval by the county board,*" after the first comma.

2. In the title, line 4, insert "to provide the time of such election;" after the semicolon.

LEGISLATIVE BILL 376. Placed on Select File.

LEGISLATIVE BILL 521. Placed on Select File as amended.

E and R amendment to LB 521:

1. In the title, strike line 1 and insert, "FOR AN ACT to establish the Nebraska Song Committee and provide its composition, compensation, and duties; to provide for a contest to select a song or songs to be the official state song; and to provide for a report to the Clerk of the Legislature.".

LEGISLATIVE BILL 363. Placed on Select File as amended.

E and R amendments to LB 363:

1. In section 1, line 25, strike "*operation*"; in line 28, strike "*operations*"; and in line 34, strike "*operation*" and insert "*fishery*".

2. For correlation purposes, after the second comma in line 2 of section 1 and section 2, and after the second comma in line 3 of the title, insert "as amended by section 2, Legislative Bill 26, Seventy-second Session, Nebraska State Legislature, 1961,"; in section 1, line 6, strike "racoon, opossum, and"; in lines 6 and 7, strike ", and the flesh or fur thereof may be sold,"; in line 13, strike "old" and insert "of age"; and in line 43, strike "tax" and insert "fee".

3. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 499. Placed on Select File as amended.

E and R amendment to LB 499:

1. In section 1, line 10, insert "*a*" after "and"; in line 18, strike "office" and insert "~~office~~ *appointments to such offices*"; strike the new matter in line 19; and in line 21, strike "years" and insert "yeas".

LEGISLATIVE BILL 403. Placed on Select File as amended.

E and R amendment to LB 403:

1. In section 1, line 19, insert a comma after "city" as in the statutes.

LEGISLATIVE BILL 684. Placed on Select File.

LEGISLATIVE BILL 408. Correctly engrossed.

LEGISLATIVE BILL 323. Correctly engrossed.

LEGISLATIVE BILL 282. Correctly enrolled.

LEGISLATIVE BILL 235. Correctly enrolled.

LEGISLATIVE BILL 496. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 282 LB 235 LB 496

SELECT FILE

LEGISLATIVE BILL 190. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Mr. Brandt offered the following amendment which was adopted by unanimous consent:

1. In new section 4, added by Enrollment and Review amendment 5, lines 11 and 21, insert "; 723.01," after "39-723".

Mr. Lautenschlager offered the following amendments which were adopted by unanimous consent:

1. Add the emergency clause.

2. Amend the title to conform.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 435.

Mr. Adamson moved that LB 435 be returned to General File for the following specific amendment:

1. Amend section 1 of the bill, line 68 by inserting "*, except one dollar per day for the first and last day,*" after "day".

Amendment pending.

Motion pending.

Visitors

Mr. Syas introduced Sister Mary Pierce, Sister Mary Paulus and fifty-four Eighth Grade pupils of Holy Angels School, Omaha.

LEGISLATIVE BILL 709. E and R amendment found in the Legislative Journal for the Ninety-first Day was adopted.

Mr. Marvel offered the following amendments which were adopted by unanimous consent.

1. Add the emergency clause.
2. Amend the title to conform.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 660. Laid over at the request of Mr. McHugh.

LEGISLATIVE BILL 669. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 295. Considered.

Mr. Rasmussen offered the following amendment:

1. Amend section 2 of the bill, line 28 by striking "may" and inserting "~~may~~ *shall*".

Amendment pending.

Laid over at the request of Mr. Peck.

Visitors

Mr. Diers introduced Mr. Dave Mills, Teacher, and thirty Seventh Grade students from Lincoln School, York, and four parents.

Mr. Forrester introduced Mrs. Ida Porter of Broken Bow.

SELECT FILE

LEGISLATIVE BILL 435.

The pending Adamson motion found in this Day's Journal prevailed with 32 ayes, 0 nays, and 11 not voting, and LB 435 was returned to General File.

UNANIMOUS CONSENT—Withdraw LB 220

Mr. Forrester requested unanimous consent to withdraw LB 220.

Request pending. Laid over.

UNANIMOUS CONSENT—Change of Order

Mr. Romans requested unanimous consent to have LB 528 and LB 504 set for the first order of business on General File on Monday, May 22. No objections. So ordered.

President Burney Presiding

GENERAL FILE

LEGISLATIVE BILL 574. Laid over at the request of Mr. Waldo.

LEGISLATIVE BILL 435. Considered.

The pending Adamson specific amendment found in this Day's Journal was adopted with 27 ayes, 4 nays, and 12 not voting.

Mr. Brandt offered the following amendments which were adopted with 26 ayes, 13 nays, and 4 not voting:

1. Section 1, line 19, add *"or without"* after the word "within"; line 22, after the word "counties" add, *"or within adjacent counties";* and line 24, strike "the county" and add *"adjacent counties"* after the word "outside".

2. Section 2, strike Enrollment and Review Amendment 1; line 18, add *"or adjacent counties"* after the word "county"; line 19, add *"adjacent counties"* after the word "outside".

Advanced to E and R for review with 31 ayes, 6 nays, and 6 not voting.

MOTION—Recess

Mr. President: I move we recess until 3:00 p.m. (Signed) Peter H. Claussen

Mr. Moulton moved that the Claussen motion be amended to adjourn.

The Moulton amendment lost.

The Claussen motion prevailed, and at 12:07 p.m., the Legislature recessed until 3:00 p.m.

After Recess

The Legislature reconvened at 3:00 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Skarda and Vosoba who were excused.

Visitors

Mr. Peck introduced Mrs. Arthur Barthalemu of Columbus, and Miss Mary Jo Sumpter of Wichita, Kansas.

UNANIMOUS CONSENT—Withdraw LB 566

Mr. Brandt renewed his pending request found in the Legislative Journal for the Ninety-first Day to withdraw LB 566.

There were no objections and the bill was withdrawn.

SUSPEND RULES—Withdraw LB 557

Mr. President: I move that the rules be suspended and that LB 557 be withdrawn. (Signed) Marvin Lautenschlager

The motion prevailed with 30 ayes, 0 nays, and 13 not voting, and LB 557 was withdrawn.

Visitors

Mrs. Orme introduced Rev. Cunningham, Teacher, and fourteen students from St. Paul School, Defiance, Iowa, and four parents.

GENERAL FILE

LEGISLATIVE BILL 492. Read and considered.

Mr. Burbach offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 1, line 3, by striking *"and"* and inserting *"less"*.

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were adopted as amended.

Laid over temporarily at the request of Mr. Ruhnke.

Visitors

Mr. Bowen introduced Mrs. Clarence Becker, Teacher, and four students from Nelson High School, and Mr. Becker.

LEGISLATIVE BILL 542. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

MESSAGE FROM THE GOVERNOR

May 16, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on May 15, 1961, he approved LB 674, LB 349, LB 426, LB 495, LB 503, LB 589, LB 600, LB 204, and LB 651.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Adminstrative Assistant

NAO:jf

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LR 27 Wednesday, May 24, 1961 2:00 p.m.

GENERAL FILE

LEGISLATIVE BILL 492. Considered.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 1, line 3, by striking *"sales"* and inserting *"cost of goods sold"*.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 480. Read and considered.

Laid over at the request of Mr. Jensen.

LEGISLATIVE BILL 487. Read and considered.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

Adjournment

Mr. President: I move we adjourn. (Signed) Michael P. Russillo

The motion prevailed with 15 ayes, 14 nays, and 15 not voting, the Lieutenant Governor having voted aye, and at 4:08 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 17, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Munnelly, Romans and Vosoba who were excused, and Mr. Brandt who was excused until 10:40 a.m.

The Journal for the Ninety-second Day was approved.

Members Excused

Mr. Romans was excused for Thursday, May 18, 1961.

Mr. Waldo was excused for Friday, May 19, 1961.

Presented to the Governor

Presented to the Governor for approval on May 16, 1961, at 3:30 p.m.: LB 496 LB 282 LB 235

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE RESOLUTION 26. Recommended adoption by the Legislature.

(Signed) George Syas, Chairman

MOTION—LR 26

Mr. President: I move that the Committee statement on LR 26 be printed in the Journal. (Signed) George Syas

The motion prevailed.

COMMITTEE ON EDUCATION

Statement on LR 26

Senator Richard D. Marvel's Statement of Intent is sufficient to be used as the committee statement as follows:

> Educational television is developing rapidly across America as an important part of education. Considerable use has been made of Educational TV to date by a number of educational institutions here in Nebraska. The results are impressive.
>
> However, only a certain portion of Nebraska has access to educational channels at the present time. Increasingly, school superintendents, school board members and lay citizens want access to these services. At least thirty Nebraska schools have indicated interest but in looking ahead to an orderly development, Nebraska as other states have done should take several actions:
>
> 1. Encourage the reservation of certain channels for future educational use.
> 2. Urge a thorough statewide survey undertaken to provide the answers to questions dealing with educational television for Nebraska.
> 3. Indicate an interest in exploring this medium of instruction, in order to take advantage of certain private funds available for its development.
>
> The proposed resolution is aimed at all three.
>
> The resolution will assist the Nebraska Council on Educational Television, Inc. as it proceeds, on behalf of all educational interests in the state to explore the possibilities of developing educational TV. If channels are not reserved, outstate Nebraska may have difficulty in gaining access to educational TV. This does not mean depriving portions of Nebraska of commercial television service. This means providing an ETV service in certain cases rather than *additional* commercial service.
>
> These factors should be kept in mind:
>
> 1. The resolution only requests the reservation of an adequate number of channels for future use.
> 2. Virtually the entire educational community in Nebraska, public and private, supports these actions.
>   —State Department of Education
>   —State PTA

—Board of Regents, University of Nebraska
—Nebraska Association of School Administrators
—Nebraska Association of Church Colleges
—State Board of Education
—Nebraska Association of Colleges and Universities
—Nebraska State Educational Association
—Nebraska County Superintendents Association
—Omaha University, Creighton University
—etc.

3. Glenny Report recommends, so do Nebraska Grange, Nebraska Farm Bureau Federation, Farmers Union, League of Women Voters, AAUW.
4. The resolution requires no tax funds. Iowa, North Dakota, South Dakota and Minnesota have already *passed* similar resolutions looking toward sharing educational resources in a six-state regional network.
5. Over 28 states have some form of state educational TV authority, commission or committee.

The Committee on Education recommends that Legislative Resolution 26 be adopted by the Legislature, by a vote of 6-1, 2 not voting.

Testifying in *support* of LR 26:

Senator Richard Marvel — introducer of LR 26
Norman Otto — Administrative Assistant to the Governor, speaking on behalf of Governor Morrison
Pearl Schaaf — speaking on behalf of the office of the Commissioner of Education
Byron J. Dunn — Co-chairman of the Governor's Committee on Educational Television
Jack McBride — Co-chairman of the Governor's Committee on Educational Television and connected with KUON-TV
Paul Morris — Supt., Kearney
Gail L. Sims — Supt., Albion
Bernard Klasek — Supt., Wilber
George Miller — Supt., Broken Bow
Senator T. H. McCosh — co-introducer of LR 26
Senator Willard Waldo — District 21

Testifying in *opposition* to LR 26:

Senator Frank Nelson — District 28

(Signed) George Syas
Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 28. Re: Increase in Federal Tax Revenue.

Introduced by Cecil Craft, 38th District; Theodore H. McCosh, 42nd District; and George H. Fleming, 43rd District.

WHEREAS, the district director of Internal Revenue for Nebraska has reported an increase in tax revenue of $27,842,910.51 for the first nine months of fiscal year 1960, and

WHEREAS, the federal government continues to take increasing amounts of funds from the states that are urgently needed for the development of the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the federal government stop its reckless spending and immediately take steps to reduce the amount of revenue taken from the State of Nebraska.

2. That copies of this resolution be transmitted to the Vice President of the United States as President of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Senate of the United States and in the House of Representatives of the United States.

3. That copies of this resolution be transmitted to the presiding officers of the Legislatures of the other forty-nine states for their information and consideration.

Mr. Craft requested unanimous consent to add J. O. Peck, 26th District, as co-introducer of LR 28. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 685. Placed on Select File.

LEGISLATIVE BILL 687. Placed on Select File.

LEGISLATIVE BILL 688. Placed on Select File as amended.

E and R amendments to LB 688:

1. In section 1, line 22, strike the comma after the first "lamps" as in the statutes; and show each subsection as a separate paragraph.

2. For correlation purposes, after the second comma in line 2 of section 2, insert "as amended by section 32, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961,"; and in line 23, after "dimmed" insert, "*; Provided,* on a freeway as defined in section 3, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, the operator of any such vehicle shall also turn on its interior lights if operable, and vehicles equipped with an emergency switch for flashing all directional turn signals simultaneously shall exhibit such turn signals; *and provided further,* that turn signals shall not be flashed on one side only".

3. For correlation purposes, in section 3, line 1, strike "sections 39-779 and 39-7,112" and insert "section 39-779"; and after the second comma in line 2 insert "and section 39-7,112, Reissue Revised Statutes of Nebraska, 1943, as amended by section 32, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961,".

4. In the title, line 2, strike "sections 39-779 and 39-7,112" and insert "section 39-779"; and after the second comma in line 3, insert "and section 39-7,112, Reissue Revised Statutes of Nebraska, 1943, as amended by section 32, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 667. Placed on Select File as amended.

E and R amendments to LB 667:

1. In section 1, line 5, insert *"(1)"* after *"restrict"*; in line 6, strike the semicolon and insert ", *(2)"*; in line 7, strike the semicolon and insert ", *(3)"*; in line 8, strike the first semicolon and insert ", *(4)"*; and in line 8, strike "*; and*" and insert ", *and (5)"*.

2. In new section 3, line 29, insert *"or village"* after *"city"*.

3. In new section 4, line 10, insert "~~or continue to employ~~" after "~~employ~~" as in the statutes.

4. In new section 6, line 7, strike the comma as in the statutes.

5. In renumbered section 8, line 15, insert *"(1)"* after *"described"*; in line 20, strike the semicolon and insert ", *(2)"*; in line 22, strike the semicolon and insert ", *(3)"*; and in line 26, strike "*; and*" and insert ", *and (4)"*.

6. In renumbered section 12, line 8, strike "8" and insert *"11"*.

7. In the title, line 2, strike "23-171" and insert "23-161, 23-166, 23-171, 23-172,"; in line 7, insert "to provide for adoption of a

comprehensive county plan, as prescribed; to provide for adoption of prescribed standard codes;" after the semicolon.

LEGISLATIVE BILL 692. Placed on Select File.

LEGISLATIVE BILL 473. Placed on Select File as amended.

E and R amendments to LB 473:

1. In section 1, line 84, strike the third comma.

2. For correlation purposes, after the second comma in line 2 of sections 1 and 2, and after the second comma in line 3 of the title, and insert "as amended by section 11, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961,"; strike lines 27 to 35, and insert "~~Nonpolitical offices are submitted on a separate nonpolitical ballot at primary elections and as a separate division of the ballot at general elections. Pro-~~".

LEGISLATIVE BILL 472. Placed on Select File as amended.

E and R amendments to LB 472:

1. In section 1, line 12, insert an underscored comma after "officers"; and in line 35, strike "on" and insert "~~on~~ *in*".

2. In Standing Committee Amendment 1, line 5, strike the first period.

3. In the title, lines 5 and 6, strike "as prescribed" and insert "for prescribed elections".

LEGISLATIVE BILL 33. Correctly engrossed.

LEGISLATIVE BILL 424. Correctly re-engrossed.

LEGISLATIVE BILL 390. Correctly engrossed.

LEGISLATIVE BILL 391. Correctly engrossed.

LEGISLATIVE BILL 313. Correctly enrolled.

LEGISLATIVE BILL 406. Correctly enrolled.

LEGISLATIVE BILL 402. Correctly enrolled.

LEGISLATIVE BILL 627. Correctly enrolled.

LEGISLATIVE BILL 694. Correctly enrolled.

LEGISLATIVE BILL 197. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 313 LB 406 LB 402 LB 627 LB 694 LB 197

MOTION—LB 177

Mr. President: I move that LB 177 be placed on General File notwithstanding the action of the Labor and Public Welfare Committee. (Signed) Sam Klaver

Mr. Klaver requested a record vote.

Mr. Ruhnke requested unanimous consent to lay over the motion.

Mr. Adams objected.

Mr. Ruhnke moved that the Klaver motion be laid over. The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Rasmussen introduced eleven pupils from Goll School, Washington County, and Mrs. Irma Christensen, Mr. and Mrs. William Tripp, Mr. and Mrs. Merle Sonderup, Mrs. Art Kempcke, Mrs. J. Merton Kuhr, Mrs. Harvey McIntosh, and Mrs. Dale Hansen.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 156.

A BILL FOR AN ACT to amend section 84-721, Revised Statutes Supplement, 1959, relating to salaries; to increase the salaries of the Secretary of State, Auditor of Public Accounts, Attorney General, and State Treasurer; to provide when such increase shall become operative; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 22:

Adamson
Bowen
Fleming
Gerdes
Hasebroock
Jensen
Kjar
Klaver
Lautenschlager
McCosh
McHugh
Moulton
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Stromer
Syas
Waldo
Wylie

Voting in the negative, 14:

Bridenbaugh
Burbach
Craft
Diers
Erlewine
Forrester
Gerhart
Knight
Marvel
Nelson
Ruhnke
Staubitz
Stryker
Webb

Not voting, 7.

Adams
Brandt
Claussen
Munnelly
Romans
Thompson
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 515.

A BILL FOR AN ACT relating to meat products; to regulate the added moisture content of prescribed meat products, as prescribed; to provide that meat products in violation of this act are a nuisance; and to provide for abatement.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Brandt
Munnelly
Romans
Thompson
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 660.

Mr. McCosh requested unanimous consent to withdraw LB 660.

Request pending. Laid over.

LEGISLATIVE BILL 657. E and R amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 455. E and R amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 376. Advanced to E and R for engrossment.

LEGISLATIVE BILL 521. E and R amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Mr. Stromer offered the following amendments which were adopted by unanimous consent:

1. Amend Standing Committee Amendment 1, section 2, line 2 by striking "for conducting a contest".

2. Amend Standing Committee Amendment 1, section 3, line 1 by striking "conduct" and by striking line 2 and inserting "select a song to be the official".

3. Amend title to conform.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 363. E and R amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 499. E and R amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 403. E and R amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 684. Advanced to E and R for engrossment.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 156 and LB 515 on Final Reading. (Signed) Don Thompson

GENERAL FILE

LEGISLATIVE BILL 316. Laid over until Wednesday, May 24, at the request of Mr. Marvel.

LEGISLATIVE BILL 623. Considered.

Laid over until Monday, May 22, at the request of Mr. Marvel.

Visitors

Mr. Russillo introduced Mrs. Inman and Mr. Van Hoff, Teachers, and twenty pupils from Brownell Hall and Talbot School, Omaha.

LEGISLATIVE BILL 295. Considered.

The pending Rasmussen amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Mr. Rasmussen offered the following amendments which were adopted:

1. Strike section 1.
2. Renumber the remaining sections.
3. Amend renumbered section 2 by striking therefrom the following: "section 77-1301 and", and inserting in lieu thereof "section".

Laid over at the request of Mr. Peck.

MOTION—Recess

Mr. President: I move that when we recess at noon today, we recess until 3:00 p.m. (Signed) William Moulton

The motion prevailed with 22 ayes, 8 nays, and 13 not voting.

Visitors

Mr. Moulton introduced Mrs. Morey, Teacher, and sixty pupils from Westside Junior High School, Omaha.

GENERAL FILE

LEGISLATIVE BILL 640. Considered.

Mr. Waldo offered the following amendments:

1. Amend the bill by striking Standing Committee Amendment 1.

2. Amend section 1 of the bill by striking lines 3 and 4 and inserting "19-301. In all metropolitan and primary cities, there shall be, *and in all cities of the first and second class and villages there may be,* a board, for the ecomi-", line 10 by inserting "*; Provided, that in cities having a city manager, he shall appoint the board, and in villages the chairman shall appoint the board with the consent of the village trustees*" after "council", line 12 by inserting "*, city manager, or chairman of the board of trustees, as the case may be*" after "mayor", line 12 by inserting "*or village, as the case may be*" after "city", line 15 by inserting "*, city manager, or chairman and trustees*" after "council", line 17 by inserting "*or village*" after "city", and line 22 by inserting "*, city manager, or chairman*" after "mayor".

Amendments pending.

Laid over temporarily at the request of Mr. Lautenschlager.

LEGISLATIVE BILL 677. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Seventy-seventh Day was adopted.

Advanced to E and R for review with 27 ayes, 1 nay, and 15 not voting.

Speaker Thompson Presiding

LEGISLATIVE BILL 220.

Mr. Forrester renewed his pending request found in the Legislative Journal for the Ninety-second Day to withdraw LB 220.

There were no objections and the bill was withdrawn.

LEGISLATIVE BILL 480. Laid over until Friday, May 19, at the request of Mr. Bridenbaugh.

LEGISLATIVE BILL 690. Read and considered.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 420. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-ninth Day were adopted.

Advanced to E and R for review with 32 ayes, 1 nay, and 10 not voting.

Explanation of Vote

Mr. President: I voted "aye" on LB 420 for parliamentary reasons only. (Signed) John Adams, Sr.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 635. Placed on General File as amended.

Standing Committee amendments to LB 635:

1. Amend section 2 of the bill, line 9 by inserting before the period the following:

"nor shall either state highways or city or village streets receive such allocation; Provided, that roads so constructed or improved shall thereafter be county roads and with the county responsible for maintenance thereof, even though said road was heretofore a township road".

2. Amend section 7 of the bill, line 17 by striking "one", and by striking line 18 and inserting *"ten thousand dollars shall be transferred monthly to".*

3. Amend the bill by adding a new section immediately after section 7 to be known as section 8 and to read as follows:

"Sec. 8. That section 66-462, Revised Statutes Supplement, 1959, be amended to read as follows:

66-462. No claim for gasoline tax refund shall be allowed on motor vehicle fuel used in any registered or licensed motor vehicle, nor in any motor vehicle which, if operated on the public highways, would require registration and licensing under the provisions of the laws of this state; *Provided,* the limitation of this section shall not apply to any vehicle or machine which cannot lawfully be licensed for highway use; *and provided further,* any nonprofit boat club or association may make a claim for gasoline tax refund for all gasoline or motor vehicle fuel sold and used solely and exclusively for propelling or operating motor boats or outboard motors.".

4. Amend the bill by striking original section 8 and inserting the following:

"Sec. 9. That original sections 66-424.01 and 66-462, Revised Statutes Supplement, 1959, are repealed.".

(Signed) Sam Klaver, Chairman

Explanation of Vote

Mr. President: Had I not been excused and absent, I would have voted "Aye" on LB 156 and LB 515. (Signed) William B. Brandt

Members Excused

Mr. Brandt was excused at 10:55 a.m. for the remainder of the day.

Mr. Stalder was excused for this afternoon.

GENERAL FILE

LEGISLATIVE BILL 378. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-ninth Day were adopted.

President Burney Presiding

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 640. Considered.

The pending Waldo amendments found in this Day's Journal were adopted.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 701. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 634. Read and considered.

MOTION—Recess

Mr. President: I move we recess until 3:00 p.m. (Signed) Willard H. Waldo

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 634. Considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Recess

At 11:33 a.m., on a motion by Mr. Claussen, the Legislature recessed until 3:00 p.m.

After Recess

The Legislature reconvened at 3:24 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Munnelly, Romans and Stalder who were excused.

Communication

Telegram announcing the birth of a daughter to Mr. and Mrs. Brandt from Otoe and Nemaha County friends.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 601. Indefinitely postponed.

LEGISLATIVE BILL 251. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Visitors

Mr. Marvel introduced Mr. and Mrs. Harmon Conner, Harmon, Jr., and Jimmy of Holstein.

GENERAL FILE

LEGISLATIVE BILL 703. Read and considered.

Laid over until Monday, May 22, at the request of Mr. Knight.

LEGISLATIVE BILL 697. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

LEGISLATIVE BILL 565. Considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Explanation of Vote

Mr. President: I voted "aye" on LB 565 for parliamentary reasons only. (Signed) John Adams, Sr.

Visitors

Mr. McCosh introduced Mr. and Mrs. Bill Trout of Mitchell.

GENERAL FILE

LEGISLATIVE BILL 295. Considered.

Mr. Rasmussen offered the following amendment which was adopted:

1. Amend renumbered section 1 of the bill, line 29 by reinstating the stricken matter, and by striking line 30 and all amendments thereto and inserting "thereof, the total value , *including in such value the value of such improvements* thereon, the assessed value *thereof* , and such".

Mr. Russillo moved that LB 295 be indefinitely postponed.

Mr. Stromer moved the previous question. The motion prevailed with 27 ayes, 6 nays, and 10 not voting.

The Russillo motion prevailed with 20 ayes, 18 nays, and 5 not voting, and LB 295 was indefinitely postponed.

Visitors

Mr. Hasebroock introduced Mr. Ray J. Smith of West Point, and Mr. and Mrs. Herman Rodick and son, Myron, of Bancroft.

Mr. Brandt introduced Miss Emmaline Stilwell and Miss Martha Stilwell.

UNANIMOUS CONSENT—LB 504

Mr. Vosoba requested unanimous consent to have LB 504 laid over on General File until Wednesday, May 24. No objections. So ordered.

Adjournment

At 4:28 p.m., on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 18, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

Corrections for the Journal

Page 1414, line 14, delete "election" and insert "elections".

Page 1422, line 28, delete "was" and insert "were".

The Journal for the Ninety-third Day was approved as corrected.

Presented to the Governor

Presented to the Governor for approval on May 17, 1961, at 4:30 p.m.: LB 197 LB 313 LB 406 LB 402 LB 627 LB 694

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 593. Placed on Select File.

LEGISLATIVE BILL 686. Placed on Select File as amended.

E and R amendment to LB 686:

1. In section 1, line 20, strike "provided" and insert "and"; and in line 20 strike "is also" and insert "shall be".

LEGISLATIVE BILL 291. Placed on Select File.

LEGISLATIVE BILL 695. Placed on Select File.

LEGISLATIVE BILL 435. Replaced on Select File as amended.

E and R amendments to LB 435:

1. Withdraw recommended Enrollment and Review Amendments found in the Journal for the ninety-first day, page 1384.

2. In the Brandt General File Amendment 1, adopted May 16, 1961, line 4, insert "and show the same as stricken" before "and".

3. In the Brandt General File Amendment 2, adopted May 16, 1961, lines 1 and 2, strike "strike Enrollment and Review Amendment 1;" such amendment never having been adopted; and in line 3, insert "strike 'the county' and show the same as stricken" before "add".

4. In section 1, line 26, strike the first comma and insert a semicolon as in the statutes.

5. For correlation purposes, after the second comma in line 2 of section 1, insert "as amended by section 1, Legislative Bill 609, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 28, strike "trip or" and insert "or more"; and in line 73, insert "the fees for committing, guarding, confining, and" after the comma.

6. Amend section 3 to read as follows:

"Sec. 3. That original section 83-424, Revised Statutes Supplement, 1959, and section 33-117, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 609, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.".

7. In the title, line 7, strike "or without"; in line 8, insert "or adjacent counties" before the semicolon; and in line 12, insert ", except as prescribed" before the semicolon.

8. For correlation purposes, in the title, lines 2 and 3, strike "33-117, Reissue Revised Statutes of Nebraska, 1943, and"; and in line 4, after the second comma, insert "and section 33-117, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 609, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 585. Replaced on Select File as amended.

E and R amendments to LB 585:

1. In section 1, strike lines 71 to 83, and amendments thereto and insert:

"(15) Ingredient statement shall mean:

(a) Either (i) a statement of the name and percentage of each active ingredient, together with the total percentage of the inert ingredients, in the economic poison, or (ii) a statement of the name of each active ingredient, together with the name of each and total percentage of the inert ingredients, if any there be, in the economic poisons, except that subdivision (i) of this subdivision shall apply if the economic poison is highly toxic to man, determined as provided in section 4 of this act; and

(b) If the economic poison contains arsenic in any form, a statement of the percentages of total and water soluble arsenic, each calculated as elemental arsenic;".

2. In section 5, line 19, strike the second "the".

LEGISLATIVE BILL 392. Replaced on Select File as amended.

E and R amendment to LB 392:

1. In line 2 of Enrollment and Review Amendment 1, adopted May 15, 1961, strike *"subdivision"* and insert *"subsection"*.

LEGISLATIVE BILL 407. Replaced on Select File as amended.

E and R amendments to LB 407:

1. In the Ruhnke Specific Amendment 1, line 3, strike *"; that this"* and insert *", which"*.

2. In the title, line 13, strike "and"; and in line 13, insert "; and to declare an emergency" before the period.

LEGISLATIVE BILL 190. Replaced on Select File as amended.

E and R amendments to LB 190:

1. In the Brandt Unanimous Consent Amendment 1, line 3, strike "*, 723.01,*" and insert "*, 39-723.01,*".

2. Add a new section to be known as section 6 and to read as follows:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 8, strike "and"; and in line 10, insert "; and to declare an emergency" immediately before the period.

LEGISLATIVE BILL 709. Replaced on Select File as amended.

E and R amendments to LB 709:

1. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "and"; and in line 7, insert "; and to declare an emergency" after "government".

LEGISLATIVE BILL 669. Replaced on Select File as amended.

E and R amendment to LB 669:

1. In section 2, line 10, strike "shall"; and at the end of line 16, reinstate "shall be prima".

LEGISLATIVE BILL 169. Correctly engrossed.

LEGISLATIVE BILL 632. Correctly engrossed.

LEGISLATIVE BILL 246. Correctly engrossed.

LEGISLATIVE BILL 440. Correctly engrossed.

LEGISLATIVE BILL 432. Correctly engrossed.

LEGISLATIVE BILL 156. Correctly enrolled.

LEGISLATIVE BILL 515. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 156 LB 515

RESOLUTIONS

LEGISLATIVE RESOLUTION 26.

Mr. Bowen offered the following amendment:

1. At the end of paragraph 2, insert the following: "Provided that the reservation of such channels does not deny any area the facility of commercial TV.".

Amendment pending.

Laid over at the request of Mr. Marvel.

LEGISLATIVE RESOLUTION 28.

Mr. Craft moved that LR 28 be adopted.

Mr. Jensen objected to consideration of LR 28 at this time and requested a showing of hands on the referral to a standing committee.

There were five seconds, and the Chair announced that the Resolution would be referred by the Reference Committee.

LEGISLATIVE RESOLUTION 29. Re: Transfer of Property to the State of Nebraska.

Introduced by George C. Gerdes, 41st District; Don Thompson, 33rd District; and William Moulton, 10th District.

WHEREAS, the State of Nebraska by its Governor has requested the transfer to it for public purposes of approximately one hundred forty acres of the former Fort Robinson Military Reservation located in Dawes and Sioux Counties, such areas to include parts of the Headquarters Building area and the site of the old Red Cloud Indian Agency, and

WHEREAS, it is proposed that the areas will be used and maintained by the State of Nebraska as a historic monument, to preserve and interpret the significance of an important time and place in Nebraska history, and

WHEREAS, the application for transfer of such property to the State of Nebraska has been made under the provisions of the Recreation and Public Purposes Act of June 14, 1926, as amended, and such act provides that the government of the United States may incorporate certain types of conditions in its transfers of such property to the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Governor of the State of Nebraska is hereby authorized to accept such property on behalf of the State of Nebraska subject to such terms and conditions as may be imposed by the government of the United States under the terms of said act, if the Governor is of the opinion that the acceptance of such property and of such terms and conditions is in the best interests of the State of Nebraska.

Mr. Gerdes requested unanimous consent to add H. K. Diers, 24th District; George Syas, 4th District; William R. Skarda, Jr., 7th District; George H. Fleming, 43rd District; Kenneth L. Bowen, 32nd District; Cecil Craft, 38th District; Peter H. Claussen, 16th District; and William B. Brandt, 2nd District, as co-introducers of LR 29. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 533.

A BILL FOR AN ACT to amend section 21-608, Revised Statutes Supplement, 1959, relating to corporations; to include additional organizations to the list of those made and declared to be corporations; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Lautenschlager

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 681. With emergency.

A BILL FOR AN ACT relating to schools; to provide for a Class I school district withdrawing from a rural high school district when the high school has been disapproved by the State Board of Education; to prohibit transfer of property from an accredited to a non-accredited school district; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 3:

Nelson
Romans
Wylie

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 507.

A BILL FOR AN ACT to amend section 86-206, Reissue Revised Statutes of Nebraska, 1943, relating to telephone companies; to provide that intrastate telephone rates shall be prescribed by the State Railway Commission; to provide a basis for determination of such rates; to provide for division of revenues for service jointly furnished by two or more telephone companies; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck

Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 322.

A BILL FOR AN ACT to amend section 55-141, Reissue Revised Statutes of Nebraska, 1943, relating to the military department; to increase the salary of the Adjutant General; to provide when such increase shall become effective; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Forrester
Gerdes
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 9:

Adamson
Bridenbaugh
Erlewine
Fleming
Gerhart
Marvel
Nelson
Ruhnke
Wylie

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on LB 533 on Final Reading. (Signed) Marvin Lautenschlager

LEGISLATIVE BILL 581. With emergency.

A BILL FOR AN ACT to transfer from Auditor Account No. 500 the sum of one hundred three thousand five hundred forty-two dollars to aid in defraying the salaries, wages, maintenance, and expense of operation of the Nebraska School for the Deaf and the Nebraska School for the Blind for the biennium ending June 30, 1961; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Craft
Erlewine

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Gerhart introduced Mr. Erwin G. Kohtz, Teacher, and students of Trinity Lutheran School, Madison: and Mr. Barlow, Teacher, and students of Christ Lutheran School, Norfolk.

LEGISLATIVE BILL 468.

Mr. McHugh moved that LB 468 be returned to Select File for the following specific amendment:

1. Section 1, line 9, insert the words "or facilities for the transmission or distribution of communications," after the word

"facilities"; in the title, insert the words "and communications" after the word "electric".

Amendment pending.

The motion prevailed with 40 ayes, 0 nays, and 3 not voting, and the bill was returned to Select File.

LEGISLATIVE BILL 505.

A BILL FOR AN ACT to amend section 84-712, Reissue Revised Statutes of Nebraska, 1943, and section 25-1280, Revised Statutes Supplement, 1959, relating to public records; to provide that state, county and political subdivision records shall be open to the public as prescribed; to provide when certified copies of such records shall be furnished free; to provide a remedy for failure to comply with the provisions of this act; to provide penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MESSAGE FROM THE GOVERNOR

May 17, 1961

The President, the Speaker,
and Members of the Legislature

Gentlemen and Mrs. Orme:

I herewith respectfully submit the name of James R. Sandstedt of Wahoo, Nebraska, to serve as Director of Aeronautics for the term expiring January 3, 1963.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

MOTION—LB 177

Mr. Klaver renewed his pending motion found in the Legislative Journal for the Ninety-third Day to place LB 177 on General File.

Speaker Thompson Presiding

Mr. Jensen moved the previous question. The motion prevailed with 27 ayes, 7 nays, and 9 not voting.

Mr. Klaver had requested a record vote on his motion.

Voting in the affirmative, 12:

Adams
Klaver
Knight
Munnelly
Orme
Russillo
Skarda
Stromer
Syas
Thompson
Vosoba
Webb

Voting in the negative, 27:

Adamson
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Marvel
McCosh
McHugh
Moulton
Nelson
Peck
Rasmussen
Romans
Ruhnke
Stalder
Staubitz
Stryker
Waldo
Wylie

Not voting, 4:

Bowen
Claussen
Fleming
Lautenschlager

The Klaver motion lost.

Visitors

Mr. Gerdes introduced Mr. Martin Jacobson of Alliance.

Mr. Peck introduced Mrs. Marion Anderton, President, National Association of Bank Women and Assistant Cashier of the Bank of America, San Francisco, California; Miss Hilda K. Kollman, Vice President, National Association of Bank Women and Director, Vice President and Cashier of the State Bank of Blue Island, Illinois; Miss Ann Beno, Treasurer, National Association of Bank Women, Pullman Trust and Savings Bank, Chicago, Illinois; Mrs. Eva McBride, President, The Commercial Bank, Blue Hill; Mrs. Homka Itzen, Executive Vice President, Adams County Bank, Kenesaw; and Miss Minnie Asche, Vice President, Central National Bank, Columbus.

UNANIMOUS CONSENT—Executive Session

Mr. Ruhnke requested unanimous consent to hold an executive session of the Public Works Committee at 1:00 p.m., today, May 18. No objections. So ordered.

MOTIONS—Introduce Bills

Mr. President: I move that the Committee on Revenue be permitted to introduce a bill relating to changing the dates when protests may be filed against the issuance of an automatic renewal of liquor license.

Inasmuch as there have been two schools of thought as to when a license could be issued with the present language in section 53-135.01, under this section it allows protests to be filed as late as April 30th of each year. This, if interpreted to mean that no license could be issued in the face of this language before this particular protest time is up, would make it impossible for the Commission to process and issue some 3500 licenses so that a person might be in business on May 1st. Under this bill the dates would be set back so as to give the Commission 45 days in which to hold a hearing to determine whether or not a licensee might be able to stay in business as of May 1st.

In connection with 53-133 the present language is not clear as to exactly when a security cost bond must be filed and under which circumstances the State of Nebraska stands a chance of losing any costs incurred by a hearing of this nature. It also requires that in the event a protest is filed it must be filed in duplicate so that a copy can be forwarded to the licensee involved who, we feel, is certainly entitled to know who the protestants are and their reason for protesting. We also feel that this bill would possibly eliminate any court actions due to the lack of clarity in the sections referred to as they are now written. (Signed) J. W. Burbach, Chairman

Permission to introduce the bill granted with 33 ayes, 1 nay, and 9 not voting.

Mr. President: I move that the Committee on Revenue be permitted to introduce a bill relating to the establishment of a State Investment Board.

This Board would invest funds belonging to the state retirement system, any temporary reserve funds belonging to the state, and any excess to the General Fund or other funds not immediately needed for current operating expenses. This would not include any funds the supervision of which is given to the Board of Educational Lands and Funds. This Board would formulate policies with respect to the investment of funds.

This bill is an outgrowth of the Legislative Council Study Committee on Retirement.

Presently, the rate of return is about 2.47. With a good investment policy it is felt that this return could be substantially increased. (Signed) J. W. Burbach, Chairman

Permission to introduce the bill granted with 32 ayes, 2 nays, and 9 not voting.

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce a bill providing that metropolitan utilities districts shall not sell household appliances at retail. (Signed) Edwin T. McHugh, Vice Chairman

Permission to introduce the bill granted with 29 ayes, 6 nays, and 8 not voting.

Visitors

Mr. Munnelly introduced Larry Routh, Principal, Opal Allen and Eugene Goltl, Teachers, and forty-six students from Highland Junior High School, Omaha.

Mr. Skarda introduced Sister Mary Annunciette and Sister Mary Ceciluis, Teachers, and forty-one Eighth Grade students from St. Bridget's School, Omaha, and Messrs. Bob Fitzpatrick and James Meyers.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 719. By Committee on Revenue, J. W. Burbach, 14th District, Chairman.

A BILL FOR AN ACT to amend sections 53-133 and 53-135.01, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to change the dates when protests may be filed against the issuance of an automatic renewal of license; to change the dates of publication giving notice of a renewal of license and filing proof of publication with the Nebraska Liquor Control Commission; to provide that persons filing objections to the renewal of a liquor license must furnish security for costs as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 720. By Committee on Revenue, J. W. Burbach, 14th District, Chairman.

A BILL FOR AN ACT to amend sections 24-704, 60-446, 60-449, 79-1502, 79-1503, and 79-1541, Reissue Revised Statutes of Nebraska, 1943, and also section 80-101, Revised Statutes Supplement, 1959, relating to investments; to define terms; to establish the State Investment Board and to provide for its qualification, appointment, terms of office, compensation, and duties; to provide for a Director of the Investment Board, his appointment, term of office, compensation, and duties; to provide for bonds; to provide for the transfer of duties and responsibilities for the investment of prescribed funds from the Board of Educational Lands and Funds to the State Investment Board; to provide for the investment of prescribed funds; to provide duties for certain officials; and to repeal the original sections.

LEGISLATIVE BILL 721. By Committee on Banking, Commerce and Insurance, Edwin T. McHugh, 3rd District, Vice Chairman.

A BILL FOR AN ACT to amend section 14-1101, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide that a metropolitan utilities district shall not sell household appliances at retail; and to repeal the original section.

SUSPEND RULES—Refer Bills

Mr. President: I move that the rules be suspended and that LB 719 and LB 720 be referred to the Committee on Revenue. (Signed) J. W. Burbach

The motion prevailed with 32 ayes, 0 nays, and 11 not voting.

President Burney Presiding

Mr. President: I move that the rules be suspended and that LB 721 be referred to the Committee on Banking, Commerce and Insurance. (Signed) William R. Skarda, Jr.

The motion prevailed with 35 ayes, 0 nays, and 8 not voting.

UNANIMOUS CONSENT—LB 578

Mr. Bridenbaugh requested unanimous consent to have LB 578 bracketed on General File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 468. The pending McHugh specific amendment found in this Day's Journal was adopted with 35 ayes, 0 nays, and 8 not voting.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 660. Mr. McCosh renewed his pending request, found in the Legislative Journal for the Ninety-third Day, to withdraw LB 660.

There were no objections, and the bill was withdrawn.

LEGISLATIVE BILL 685. Advanced to E and R for engrossment.

LEGISLATIVE BILL 687. Advanced to E and R for engrossment.

LEGISLATIVE BILL 688. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 667. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 692. Advanced to E and R for engrossment.

LEGISLATIVE BILL 473. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 472. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 374. Read and considered.

Mr. Moulton Presiding

Advanced to E and R for review with 36 ayes, 4 nays, and 3 not voting.

Reference Committee Report

LR	Committee
28	Labor and Public Welfare

(Signed) Dwight W. Burney
Chairman

UNANIMOUS CONSENT—LB 134

Mrs. Orme requested unanimous consent to hold LB 134 on General File until Tuesday, May 23. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 719	Thursday, May 25, 1961	2:00 p.m.
LB 720	Thursday, May 25, 1961	2:00 p.m.

Member Excused

Mr. Claussen was excused for this afternoon, May 18.

MOTION—Recess

Mr. President: I move we recess until 1:30 p.m. (Signed) Harold B. Stryker

Mr. Romans moved to amend the Stryker motion to 2:00 p.m.

The Romans motion prevailed.

The Stryker motion prevailed as amended, and at 11:59 a.m., the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:01 p.m., Speaker Thompson presiding.

The roll was called and all members were present except Mr. Claussen who was excused.

Members Excused

The members of the Committee on Government and Military Affairs were excused for their public hearing.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 647. Indefinitely postponed.

LEGISLATIVE BILL 710. Placed on General File.

(Signed) Kenneth L. Bowen, Chairman

Mr. Moulton Presiding

GENERAL FILE

LEGISLATIVE BILL 419. Read and considered.

Standing Committee amendments 1, 2, and 3, found in the Legislative Journal for the Seventy-ninth Day, were adopted.

Speaker Thompson Presiding

Mr. Brandt offered the following amendment which was adopted:

1. Amend Standing Committee Amendment 4, line 3, by inserting "after the word 'dollars'" before the semicolon.

Standing Committee amendment 4 was adopted as amended.

Advanced to E and R for review with 22 ayes, 1 nay, and 20 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Romans requested unanimous consent to have LB 622 placed at the head of General File for consideration at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 622. Reading waived in lieu of the reading of the Standing Committee amendment. Considered.

Standing Committee amendment found in the Legislative Journal for the Eighty-fourth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 388. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 14 not voting.

LEGISLATIVE BILL 393. Read and considered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 412. Reading waived. Considered.

Standing Committee amendment found in the Legislative Journal for the Eighty-first Day was adopted.

Advanced to E and R for review with 27 ayes, 1 nay, and 15 not voting.

Mr. Jensen Presiding

LEGISLATIVE BILL 524. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Eighty-fourth Day was adopted.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend Standing Committee amendment 1, line 3, by adding after "80" the following "and substitute the words '*on the invoice of such sale*' ".

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

Speaker Thompson Presiding

LEGISLATIVE BILL 594. Read and considered.

Laid over at the request of Mr. Munnelly.

LEGISLATIVE BILL 595. Read and considered.

Advanced to E and R for review with 25 ayes, 0 nays, and 18 not voting.

LEGISLATIVE BILL 706. Reading waived. Considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for review with 19 ayes, 2 nays, and 22 not voting.

LEGISLATIVE BILL 712. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for review with 26 ayes, 1 nay, and 16 not voting.

Member's Birthday

Mr. Peck announced that today is Mr. McHugh's birthday, and the members sang Happy Birthday to him.

Members Excused

Mr. Erlewine was excused at 3:55 p.m., for the remainder of the day.

Messrs. McHugh and Klaver were excused for Friday, May 19.

Mr. Jensen was excused after 10:00 a.m., Friday, May 19.

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent to hold an executive session of the Revenue Committee at 8:00 a.m., Friday, May 19. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 711. Read and considered.

Advanced to E and R for review with 23 ayes, 0 nays, and 20 not voting.

LEGISLATIVE BILL 580. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) H. K. Diers

The motion lost with 10 ayes, 15 nays, and 18 not voting.

GENERAL FILE

LEGISLATIVE BILL 666. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LR 28	Wednesday, May 24, 1961	2:00 p.m.

Adjournment

At 4:20 p.m., on a motion by Mrs. Orme, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, May 19, 1961

Pursuant to adjournment, the Legislature met at 9:03 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. McHugh and Waldo who were excused.

The Journal for the Ninety-fourth Day was approved.

Communication

Letter from Mrs. Herman K. Mestl of Schuyler regarding the sale of bootleg fireworks, and enclosing an editorial from the Omaha World-Herald.

Announcement

Mr. Forrester announced that the new fifty star flag is on display in the Legislative Chamber.

Presented to the Governor

Presented to the Governor for approval on May 18, 1961, at 3:30 p.m.: LB 156 LB 515

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 518. Placed on Select File as amended.

E and R amendments to LB 518:

1. In Standing Committee Amendment 2, line 5, insert a comma after "1965"; in line 11, insert a comma after "1966"; in line 16, strike "prior to" and insert "on or before"; in line 17 insert a comma after "1967"; and in line 17, insert "on or before" after "and".

2. In section 6, line 5, strike the second comma; strike lines 6 to 8, and insert:

"(2) To adopt, from time to time, rules, not inconsistent with the provisions of this act, for the examination and selection of"; in line 15, strike "eligible" and insert "eligibility"; and in line 39, strike "hereof" and insert "of this act".

3. In section 9, line 4, strike "that".

4. In section 10, line 5, strike "eligible" and insert "eligibility"; in line 6, strike "to which such position belongs" and insert "for the position to be filled"; and in line 10, strike "At" and insert "On".

5. In section 12, line 11, strike "one" and insert "the"; and in line 12, strike the comma.

6. In Standing Committee Amendment 6, line 5, strike "then" and insert "forthwith"; and in line 6, strike "forthwith".

7. In section 13, strike line 2 and Standing Committee Amendment thereto, and insert "suspended, or reduced in either rank or grade or both rank and grade by the"; and in line 14, strike the first "and".

8. In Standing Committee Amendment 10, line 1, strike "16" and insert "15"; and in line 4, insert a period after "office".

9. In Standing Committee Amendment 11, line 2, insert a comma before "group".

10. In line 5 of renumbered section 16, strike the comma.

11. In renumbered section 17, line 8, strike "or" and insert "of".

12. In the title, line 10, insert "and" after the first semicolon; and in lines 10 and 11, strike "; and to provide an operative date".

LEGISLATIVE BILL 653. Placed on Select File as amended.

E and R amendments to LB 653:

1. In Standing Committee Amendment 1, line 2, strike the stricken comma and insert an underscored comma.

2. In the title, strike lines 4 to 7 and through the semicolon in line 8, and insert "that no person shall be denied employment because of refusal to pay a fee either directly or indirectly to a labor organization;".

LEGISLATIVE BILL 175. Placed on Select File as amended.

E and R amendments to LB 175:

1. For correlation purposes, after the second comma in line 2 of section 1, insert "as amended by section 2, Legislative Bill 34, Seventy-second Session, Nebraska State Legislature, 1961,"; in lines 21 and 23, strike "subsection" and insert "subdivision"; in line 52, strike "~~the territories of Alaska and Hawaii,~~"; in lines 60 and 61, strike "~~subsection~~" and insert "~~subdivision~~"; in line 87, insert "of 1954" after "Code"; in line 99 insert "~~sections 401 and 501~~" after the stricken matter; in line 100, insert "of 1954" after "Code"; and in line 106, insert "of 1954" after "Code".

2. In Standing Committee Amendment 1, line 3, strike "employment" and insert "unemployment"; in line 4, strike *"federal"*; in line 5, insert *"of 1954"* after *"Code"*; and in line 5 insert "after 'trust' " before the comma.

3. In section 2, renumbered line 19, strike "paragraph" and insert "~~paragraph~~ *subdivision*"; in renumbered line 75, after "vegetables", insert ", as an incident to the preparation of such fruits or vegetables" as in the statutes; in renumbered line 93, strike "paragraph" and insert "~~paragraph~~ *subdivision*"; in renumbered line 95, strike "(A)" and insert "~~(A)~~ *(i)*"; in renumbered line 99, strike "(B)" and insert "~~(B)~~ *(ii)*"; in renumbered line 100, strike "clause (A)" and insert "~~clause (A)~~ *subdivision (i) of this subdivision*"; in renumbered lines 121, 140, and 157, insert *"of 1954"* after "Code"; in renumbered lines 121 and 140 strike "Federal" and show the same as stricken; in renumbered line 159, insert *"of 1954"* after *"Code"* and before the Standing Committee Amendment; in renumbered line 216, insert a comma after "him" as in the statutes; in renumbered line 235, strike "paragraph" and insert "~~paragraph~~ *subdivision*".

4. In Standing Committee Amendment 2, line 5, strike *"federal"*; in line 5, insert *"of 1954"* after *"Code"*; and in line 10, strike *"subsection;"* and insert *"subdivision"*.

5. In section 6, line 1, strike "48-602,"; and after the second comma in line 3, insert "and section 48-602, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 34, Seventy-second Session, Nebraska State Legislature, 1961,".

6. In the title, line 2, strike "48-602,"; and after the comma in line 4, insert "and section 48-602, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 34, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 679. Placed on Select File as amended.

E and R amendment to LB 679:

1. In section 2, insert a comma after "contracts" in line 94 and after "benefits" in line 96, both as in the statutes.

LEGISLATIVE BILL 680. Placed on Select File as amended.

E and R amendments to LB 680:

1. In section 4, line 2, insert a comma after "44-407.04".
2. In the title, line 2, insert a comma after "44-407.04".

LEGISLATIVE BILL 682. Placed on Select File as amended.

E and R amendments to LB 682:

1. In section 1, line 7, strike "henceforth" and insert "thenceforth".
2. In Standing Committee Amendment 1, line 3, insert a semicolon before *"Provided"*.
3. In the title, line 5, strike "and"; and after "offerings" in line 6, insert "; to provide how such election shall be conducted; and to declare an emergency".

LEGISLATIVE BILL 657. Replaced on Select File as amended.

E and R amendment to LB 657:

1. In Enrollment and Review Amendment 1, line 3, strike the first "24" and insert "23".

LEGISLATIVE BILL 521. Replaced on Select File as amended.

E and R amendments to LB 521:

1. Strike Enrollment and Review Amendment 1, adopted May 17, 1961.
2. In the title, strike line 2 and insert "FOR AN ACT to establish the Nebraska Song Committee and provide its compensation, powers, and duties; to provide for the selection of an official state song; and to provide for a report to the Clerk of the Legislature.".

LEGISLATIVE BILL 468. Replaced on Select File as amended.

E and R amendment to LB 468:

1. In the McHugh Specific Amendment adopted May 18, 1961, line 3, strike the comma after "communications".

LEGISLATIVE BILL 550. Correctly engrossed.

LEGISLATIVE BILL 619. Correctly engrossed.

LEGISLATIVE BILL 455. Correctly engrossed.

LEGISLATIVE BILL 376. Correctly engrossed.

LEGISLATIVE BILL 499. Correctly engrossed.

LEGISLATIVE BILL 533. Correctly enrolled.

LEGISLATIVE BILL 681. Correctly enrolled.

LEGISLATIVE BILL 507. Correctly enrolled.

LEGISLATIVE BILL 322. Correctly enrolled.

LEGISLATIVE BILL 581. Correctly enrolled.

LEGISLATIVE BILL 505. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 533 LB 681 LB 507 LB 322 LB 581 LB 505

Visitors

Mr. Claussen introduced Mrs. Jane Jones, Mr. Richard Jones, Teachers, and thirty-eight pupils of the Eighth Grade, Wayne Public School.

Members Excused

Mr. Nelson was excused from 11:00 a.m., for the remainder of the day.

Mr. Rasmussen was excused for Monday morning, May 22.

Mr. Bowen was excused for Monday, May 22.

Mr. Vosoba was excused from 10:00 a.m., for the remainder of the day.

UNANIMOUS CONSENT—Withdraw Hearing

Mr. Romans requested unanimous consent to withdraw the hearing date on LR 27 and LR 28, which was set by the Labor and Public Welfare Committee for Wednesday, May 24. No objections. So ordered.

Visitors

Mr. Knight introduced a group of Wesleyan students.

UNANIMOUS CONSENT—Executive Session

Mr. Bowen requested unanimous consent to hold an executive session of the Government and Military Affairs Committee at 1:00 p.m., today, May 19, in the East Chamber. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 26.

The pending Bowen amendment found in the Legislative Journal for the Ninety-fourth Day, was rejected with 10 ayes, 17 nays, and 16 not voting.

Mr. Marvel offered the following amendment which was adopted:

Amend paragraph numbered 2, line 4 by adding after the period the following:

"At the same time the importance of a commercial broadcasting service to any area of the state is recognized.".

LR 26 was adopted as amended with 35 ayes, 4 nays, and 4 not voting.

LEGISLATIVE RESOLUTION 29.

LR 29 was adopted with 35 ayes, 0 nays, and 8 not voting.

Visitors

Mr. Adamson introduced Mr. Wendell Hills, Sheridan County Sheriff; Mr. Bill Walker, Chief of Branch of Law and Order on Pine Ridge; and Mr. Clint Bartow.

Mrs. Orme introduced Harry Pruitt, Principal, R. G. Sweeley, Teacher, and forty-seven students of Beresford High School, Beresford, South Dakota.

Mr. Brandt introduced Mr. Glen Sheely, Teacher, and twenty-two pupils of the Seventh Grade Class, Peru, and three parents.

Mr. Diers introduced Mr. J. H. Jones of York.

Mr. Lautenschlager introduced Mr. Richard Kinman of Grand Island.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 408.

A BILL FOR AN ACT to amend section 76-723, Reissue Revised Statutes of Nebraska, 1943, relating to eminent domain; to provide for appeal by the condemner from an order fixing appraisers' fees, as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Claussen
Klaver
McHugh
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 323. Laid over until Tuesday, May 23, at the request of Mr. Vosoba.

SELECT FILE

LEGISLATIVE BILL 593. Advanced to E and R for engrossment.

LEGISLATIVE BILL 686. E and R amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 291. Advanced to E and R for engrossment.

LEGISLATIVE BILL 695. Advanced to E and R for engrossment.

LEGISLATIVE BILL 435. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Mr. Stryker requested unanimous consent to have LB 435 laid over.

Mr. Brandt objected.

Mr. Stryker moved that LB 435 be laid over.

Mr. Brandt requested a record vote.

Voting in the affirmative, 14:

Adams
Bridenbaugh
Claussen
Diers
Erlewine
Kjar
Klaver
Lautenschlager
Nelson
Peck
Ruhnke
Russillo
Stryker
Thompson

Voting in the negative, 20:

Adamson
Bowen
Brandt
Burbach
Craft
Fleming
Hasebroock
Knight
McCosh
Munnelly
Orme
Rasmussen
Romans
Skarda
Stalder
Staubitz
Stromer
Syas
Webb
Wylie

Not voting, 9:

Forrester
Gerdes
Gerhart
Jensen
Marvel
McHugh
Moulton
Vosoba
Waldo

The Stryker motion lost.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 585. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 392. E and R amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 407. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 190. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 709. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 669. E and R amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Diers introduced Mr. Orvill D. Schmidt, Teacher, and twenty-one pupils of the Henderson Community School.

Mr. Gerdes introduced Messrs. Gene Kemper and Art Boror of Alliance.

Mr. Forrester introduced Mr. L. C. Ruff of Broken Bow.

Mr. Russillo introduced Messrs. Richard McFayden and John Markel of Omaha.

Mr. Fleming introduced Messrs. Tom Kajer and H. E. Beckman of Sidney.

Mr. Skarda introduced Mr. and Mrs. Gus Dworak of Omaha.

UNANIMOUS CONSENT—LB 480

Mr. Rasmussen requested unanimous consent to have LB 480 bracketed on General File. No objections. So ordered.

UNANIMOUS CONSENT—LB 574

Mr. Lautenschlager requested unanimous consent to have LB 574 laid over on General File. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Bowen requested unanimous consent to have LB 489 placed at the head of General File for consideration at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 489. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Eighty-ninth Day was adopted.

Mr. Bowen offered the following amendment which was adopted:

1. Amend the title to conform.

Mr. Bowen moved that LB 489 be advanced to E and R for review.

Mr. Skarda moved the previous question. The motion prevailed with 30 ayes, 4 nays, and 9 not voting.

The Bowen motion prevailed with 35 ayes, 1 nay, and 7 not voting, and LB 489 was advanced to E and R for review.

Mr. Moulton Presiding

LEGISLATIVE BILL 656. Read and considered.

Standing Committee amendment 1 found in the Legislative Journal for the Eighty-fourth Day was adopted.

Mr. Skarda offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 35 by inserting after the period the following:

"Local commercial licenses shall apply to licenses of fourteen tons and over based on the load to be hauled.".

Mr. Romans offered the following amendment which was adopted:

1. Amend section 1 of the bill, line 31, after the word *"trucks"* by adding *", truck tractors"*.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend Standing Committee Amendment by striking amendment 2 and inserting the following:

"2. Amend section 2 of the bill, lines 13 to 16 by reinstating the stricken matter, line 16 by inserting *"except that"* before "local", by striking lines 17 and 18 and inserting *"cial vehicles shall be registered"*, line 21 by inserting *", soil and water conservation districts,"* after "districts", and line 22 by inserting *"other"* before "political".

Standing Committee amendment 2 was adopted as amended.

Advanced to E and R for review with 26 ayes, 1 nay, and 16 not voting.

Member Excused

Mr. Gerdes was excused for Monday, May 22, and Tuesday morning, May 23.

Visitor

Mr. Thompson introduced Mr. Bob Endsley from Indiana.

GENERAL FILE

LEGISLATIVE BILL 689. Read and considered.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Romans requested unanimous consent for permission for the Labor and Public Welfare Committee to hold an executive session at 2:00 p.m., today, May 19. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

May 19, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on May 17, 1961, he approved LB 522, LB 296, LB 118, LB 39 and LB 615. On May 18, 1961, he approved LB 620, LB 402, LB 313, LB 197, LB 282, LB 588 and LB 496.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

May 19, 1961

Honorable Dwight W. Burney
Lieutenant Governor
State Legislature
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees will meet at 1:30 p.m. on Thursday, May 25, 1961 in the Supreme Court Hearing Room for the purpose of hearing an appointment submitted by Governor Frank B. Morrison as follows:

James R. Sandstedt—Director of Aeronautics, for the term expiring January 3, 1963.

Respectfully submitted,

(Signed) J. O. Peck
J. O. PECK, Chairman
Committee on Committees

JOP/jg

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 547. Placed on General File.

LEGISLATIVE BILL 555. Placed on General File as amended.

Standing Committee amendment to LB 555:

1. Amend section 1 of the bill by striking line 33 and inserting "dicated, *or to issue a continuing permit for use only on highways other than the National System of Interstate and Defense Highways to a manufacturer or its carrier*", and by striking line 54 and in-

serting "lars; *Provided, that the fee for a continuing permit may be not to exceed one hundred dollars for a one year period.*"

(Signed) Arnold Ruhnke, Chairman

GENERAL FILE

LEGISLATIVE BILL 693. Read and considered.

Mr. Bowen offered the following amendments which were adopted:

1. Amend section 1 of the bill, line 6 by inserting after the period the following:

"Not more than three members of the commission shall be appointed from the same political party.".

2. Amend section 5 of the bill, line 2 by striking "six" and inserting "two".

Mr. Bowen moved that LB 693 be advanced to E and R for review. The motion lost with 11 ayes, 16 nays, and 16 not voting.

Mr. Stromer moved that LB 693 be indefinitely postponed.

The motion prevailed with 20 ayes, 14 nays, and 9 not voting, and the bill was indefinitely postponed.

Member Excused

Mr. Kjar was excused for Monday morning, May 22.

UNANIMOUS CONSENT—LB 217

Mr. Bowen requested unanimous consent for permission to have LB 217 considered on General File on Tuesday, May 23. No objections. So ordered.

Visitor

Mr. Stalder introduced Mr. Leo Nesbaum of Falls City.

Adjournment

At 12:02 p.m., on a motion by Mr. Burbach, the Legislature adjourned until 10:00 a.m., Monday, May 22, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 22, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bowen, Gerdes, Kjar, and Rasmussen who were excused.

The Journal for the Ninety-fifth Day was approved.

Communications

Telegram from Frank B. Ellis, Director, Office of Civil and Defense Mobilization, regarding continuity of state government.

Letter from Dr. Carl M. Davidson, First Methodist Church, Lincoln, transmitting a letter signed by James A. Foley, Chairman, Commission on Christian Social Concerns, relative to the advertising of alcoholic beverages.

Presented to the Governor

Presented to the Governor for approval on May 19, 1961, at 4:30 p.m.: LB 681 LB 581 LB 533 LB 507 LB 505 LB 322

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 704. Indefinitely postponed.

LEGISLATIVE BILL 705. Indefinitely postponed.

(Signed) Arnold Ruhnke, Chairman

Enrollment and Review

LEGISLATIVE BILL 466. Replaced on Select File as amended.

E and R amendments to LB 466:

1. In Enrollment and Review Amendment 5, adopted May 15, 1961, line 2, strike "period" and insert "comma".

2. In Standing Committee Amendment 1, section 17, line 4, insert "of" after "records".

LEGISLATIVE BILL 688. Replaced on Select File as amended.

E and R amendment to LB 688:

1. In Enrollment and Review Amendment 2, adopted May 18, 1961, line 5, insert "of this act" after "3".

LEGISLATIVE BILL 624. Placed on Select File.

LEGISLATIVE BILL 618. Placed on Select File.

LEGISLATIVE BILL 485. Placed on Select File.

LEGISLATIVE BILL 330. Placed on Select File.

LEGISLATIVE BILL 331. Placed on Select File.

LEGISLATIVE BILL 476. Placed on Select File as amended.

E and R amendments to LB 476:

1. In Standing Committee Amendment 1, section 1, insert ", Revised Statutes Supplement, 1959" after "15-231" in lines 7 and 10.

2. In Standing Committee Amendment 1, section 3, line 1, insert "and" before "profits".

3. In Standing Committee Amendment 1, section 5, line 3, strike "included" and insert "including".

4. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT relating to hospitals; to define terms; to authorize prescribed governmental subdivisions to levy a hospital sinking fund tax; to provide for the use, management, and investment of the proceeds of such tax; to provide that the provisions of this act shall supercede other acts; and to provide how this act may be cited.".

LEGISLATIVE BILL 265. Placed on Select File as amended.

E and R amendment to LB 265:

1. In section 1, line 10, strike *"however,"* and show the same as stricken.

LEGISLATIVE BILL 363. Correctly engrossed.

LEGISLATIVE BILL 403. Correctly engrossed.

LEGISLATIVE BILL 684. Correctly engrossed.

LEGISLATIVE BILL 685. Correctly engrossed.

LEGISLATIVE BILL 687. Correctly engrossed.

LEGISLATIVE BILL 408. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 408 LR 26 LR 29

RESOLUTIONS

LEGISLATIVE RESOLUTION 30. Re: Construction and Operation of the Reservoir System on the Missouri River.

Introduced by William B. Brandt, 2nd District; Michael P. Russillo, 9th District; and W. H. Hasebrook, 12th District.

WHEREAS, the State of Nebraska is deeply interested in the full development of all the multiple benefits of Missouri River improvement and control contemplated by the comprehensive Pick-Sloan Plan and the federal Flood Control Act of 1944, which require that the new reservoirs up-river be operated in such manner as to give fair recognition to all multiple uses including flood control, navigation, and hydro-electric power, giving only to irrigation and domestic consumptive uses for the up-river areas priority over the other beneficial uses, and

WHEREAS, demands are now being made that the production of firm hydro-electric power in South Dakota be given priority in reservoir releases over other uses such as navigation and flood control and that existing plans of reservoir operation heretofore officially approved and followed be altered to accomplish this result, and

WHEREAS, the State of Nebraska is engaged in an all-out effort to gain new industry for Nebraska, in which effort the full development and maintenance of the navigational facilities will be of incalculable value to the state as a whole as well as Missouri River port cities.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. It is the sense of this Legislature that such demands for priority for a sectional use and benefit are wholly unjustified and that the original multiple benefit concept for the construction and operation of the great reservoir system on the Missouri River be adhered to so that benefits therefrom may accrue along the great reaches of this river which bound and flow through this state, and the Governor and other officials of this state are urged to do everything in their power to resist any and all attempts to change or alter the original objectives which made possible the authorization and construction of these important public improvements.

2. That copies of this resolution be transmitted to the Vice President of the United States as President of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Senate of the United States and in the House of Representatives of the United States.

Mr. Brandt requested unanimous consent to add the following as co-introducers of LR 30: George Syas, 4th District; William R. Skarda, Jr., 7th District; William Moulton, 10th District; John P. Munnelly, 8th District; Ross H. Rasmussen, 11th District; Lloyd W. Stalder, 1st District; John Adams, Sr., 5th District; Sam Klaver, 6th District; J. W. Burbach, 14th District; Edwin T. McHugh, 3rd District, and Hal Bridenbaugh, 13th District. No objections. So ordered.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Judiciary be permitted to introduce a bill, the purpose of which is to submit to the voters a constitutional amendment providing that the term of the Governor, Lieutenant Governor, Attorney General, Secretary of State, Auditor of Public Accounts, and State Treasurer be increased to four years. (Signed) Joe T. Vosoba, Chairman

Permission to introduce the bill granted with 28 ayes, 3 nays, and 12 not voting.

Visitors

Mr. Erlewine introduced Mr. and Mrs. Ernest Holscher of Keith County.

MOTION—Introduce Bill

Mr. President: I move that the Judiciary Committee be permitted to introduce a bill which would:

(1) Deny political rights and privileges to the Communist party of the United States, or its successor;

(2) Prohibit any person from committing any act to overthrow by force or violence the Government of this State or any subdivision;

(3) Prohibit any person advocating the overthrow by force or violence the Government of this State or any subdivision;

(4) Prohibit any person from being a member of the Communist party of the United States, having knowledge of the unlawful purpose of the Communist party to overthrow by force or violence the Government of this State or any subdivision;

(5) Provide a penalty of one to twenty years imprisonment for violation of the prohibitions; and

(6) Disqualifying any person convicted under this act from holding any public office or position of trust, profit or employment with the state. (Signed) Joe T. Vosoba, Chairman

Permission to introduce the bill granted with 36 ayes, 0 nays, and 7 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 722. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 1, of the Constitution of Nebraska, relating to the executive; to provide that the term of the Governor, Lieutenant Governor, Attorney General, Secretary of State, Auditor of Public Accounts, and the Treasurer shall be increased to four years; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide the manner of submission and form of ballot; to provide the effective date thereof; and to repeal sections 1, 2, and 3, Legislative Bill 101, Seventy-second Session, Nebraska State Legislature, 1961.

LEGISLATIVE BILL 723. By Committee on Judiciary, Joe T. Vosoba, 23rd District, Chairman.

A BILL FOR AN ACT relating to sedition; to outlaw the Communist Party of the United States, its successors or subordinate organizations; to provide what acts shall be sedition against this state; to provide penalties; and to provide a disqualification from holding prescribed positions.

SUSPEND RULES—Refer Bills

Mr. President: I move that the rules be suspended and that

LB 722 and LB 723 be referred to the Committee on Judiciary.
(Signed) Joe T. Vosoba

The motion prevailed with 36 ayes, 0 nays, and 7 not voting, and the bills were referred to the Committee on Judiciary.

Visitors

Mr. Munnelly introduced Sister Mary Christine, Sister Mary Otillia, Teachers, and forty-one pupils of St. Stanislaus School, Omaha.

Mr. Brandt introduced Messrs. John Pickerill and Richard Roberts of Unadilla.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 33.

A BILL FOR AN ACT to amend sections 47-109 and 47-306, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to harmonize the provisions thereof with other legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 0.

Not voting, 5:

Bowen
Gerdes
Kjar
Rasmussen
Webb

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 424.

A BILL FOR AN ACT to amend section 75-502, Reissue Revised Statutes of Nebraska, 1943, relating to railway companies and common carriers; to authorize the State Railway Commission to establish nonuniform minimum rates applicable only to intrastate shipment originating or terminating in any city of the metropolitan or primary class or between other points in the State of Nebraska; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Bowen
Gerdes
Kjar
Rasmussen
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 390.

A BILL FOR AN ACT to amend section 29-1108, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide the manner of disposition of cash deposited in lieu of a surety or sureties upon a written recognizance by requiring such cash, upon forfeiture, to be paid into the county treasury of the county in which the proceeding is pending; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Bowen
Gerdes
Kjar
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 391.

A BILL FOR AN ACT to amend section 30-217, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide procedure for the admission to probate of a will of a nonresident of this state that has not been previously duly proved and allowed as a foreign will; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Adams
Bowen
Gerdes
Kjar
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Announcement

Speaker Thompson announced that the special ceremony honoring the late Senator George W. Norris will be held at 2:00 p.m., Tuesday, May 23.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

LR 27	Wednesday, May 31, 1961	2:00 p.m.
LR 28	Wednesday, May 31, 1961	2:00 p.m.

MOTION—LB 251

Mr. President: I move that LB 251 be placed on General File. (Signed) Cecil Craft

Motion pending. Laid over.

UNANIMOUS CONSENT—Executive Session

Mr. Ruhnke requested unanimous consent for the Public Works Committee to hold an executive session at 1:00 p.m., today, May 22, in the West Lounge. No objections. So ordered.

MOTION—LB 601

Mr. President: I move to place LB 601 on General File notwithstanding the committee action. (Signed) William Moulton

Motion pending.

SELECT FILE

LEGISLATIVE BILL 518. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Mr. Munnelly requested unanimous consent to have LB 518 laid over.

Mr. Moulton objected.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 653. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 175. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 679. E and R amendment found in the Legislative Journal for the Ninety-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 680. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 682. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 657. E and R amendment found in the Legislative Journal for the Ninety-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 521. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 468. E and R amendment found in the Legislative Journal for the Ninety-fifth Day was adopted.

Advanced to E and R for re-engrossment.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 722	Thursday, June 1, 1961	2:00 p.m.
LB 723	Thursday, June 1, 1961	2:00 p.m.

GENERAL FILE

LEGISLATIVE BILL 528. Read and considered.

Mr. Romans offered the following amendment which was adopted:

1. Amend section 2, line 51, by inserting *"and"* after the semicolon.

Laid over temporarily at the request of Mr. Bridenbaugh.

LEGISLATIVE BILL 623. Considered.

Laid over at the request of Mr. Marvel.

LEGISLATIVE BILL 528. Considered.

Speaker Thompson Presiding

Recess

At 11:55 a.m., on a motion by Mr. McHugh, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Bowen, Gerdes, and Kjar who were excused, and Messrs. Adams, McHugh, Moulton, and Munnelly who were excused until 2:30 p.m.

GENERAL FILE

LEGISLATIVE BILL 528. Considered.

Mr. Bridenbaugh moved that LB 528 be indefinitely postponed.

Mr. Bridenbaugh requested a record vote.

Voting in the affirmative, 12:

Bridenbaugh
Burbach
Diers
Gerhart
Klaver
Nelson
Rasmussen
Ruhnke
Stryker
Thompson
Vosoba
Waldo

Voting in the negative, 21:

Adamson
Brandt
Claussen
Craft
Erlewine
Fleming
Forrester
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
Orme
Peck
Romans
Skarda
Stalder
Staubitz
Stromer
Webb
Wylie

Not voting, 10:

Adams
Bowen
Gerdes
Jensen
Kjar
McHugh
Moulton
Munnelly
Russillo
Syas

The Bridenbaugh motion lost.

Advanced to E and R for review with 20 ayes, 7 nays, and 16 not voting.

MESSAGE FROM THE GOVERNOR

May 22, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Permission is hereby requested for Governor Morrision to appear before your honorable body on this date.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

MOTION—Committee to Escort Governor

Mr. President: I move that a committee of three be appointed to escort the Governor to the Chamber at this time. (Signed) Joe T. Vosoba

The motion prevailed and the President appointed the following to serve on said committee: Vosoba, Stryker, and Peck.

The committee retired, and subsequently returned and escorted Governor Frank B. Morrison to the rostrum where he delivered the following message:

Mr. President and Members of the Legislature:

I have requested this time in which to appear before you because I feel that I must for the purpose of putting into proper perspective a situation which, if misunderstood, might do irreparable damage to the deliberations of this body and the functions of my office.

I want to further preface what I say by telling you that my sole intention is to put into proper context the relationship between my office and that of the Nebraska Legislature. Let me say further that I realize that you have worked diligently for many weeks on problems that have demanded your conscientious labors — they have been tedious labors, challenging each of you to work closely with each other and with many, many people to whom your work is vitally important. And I can understand that in the atmosphere of daily pressure and with the crush of work yet to come before you in the weeks ahead that it takes a kind of toughness and patience to keep the machinery of legislation in balance.

And so, I would like to discuss with you a measure that was killed by this body last week — a bill which would have created a Nebraska Hall of Fame Commission. It is not the first time that a bill has been killed by the Legislature, and certainly not the first time that a measure was defeated that I would like to have seen passed.

But there was something of a special nature in this action which, as I said before, if misunderstood could do considerable damage to the smooth relationship that is required among all agencies of state government.

I would like to say that I consider the measure to be of vital importance to Nebraska — not because it serves to alleviate a problem of suffering or inconvenience that may exist, but vitally important to the direction in which Nebraska is moving. I believe that it is not only important for Nebraska to honor its people of importance, but actually is a necessity if we are going to change the attitude of second class citizenry that is too often expressed by Nebraskans about their state. Nebraska is a great state — and made so by the vision and efforts of many, many people — people whose lives offer inspiration to each new generation of Nebraskans.

And the next thing I would like to say is that I hold no malice toward anyone who may, for whatever reason, voted to kill this bill. That kind of attitude is not required as a constituted responsibility of my office. Time does not allow me this privilege, and this does not fit my personal makeup. I would then like to make it perfectly clear that if this measure should receive further consideration, I want each of you to know that I hold no ax above any of you — I would ask you to consider the measure with the same deliberate attention that you have given your job thus far.

Perhaps it is my fault that this measure was killed. Perhaps I should have been more diligent in explaining the bill or in stressing my extreme interest in its passage. This was not done because I have studiously avoided interfering with the deliberations of this body.

At any rate, it was killed.

But I was and am disturbed — for two reasons. The first is that this body saw fit to kill a bill that would have done nothing more than honor great Nebraskans — at no cost to the taxpayers. It is further disturbing that this body would kill such a bill introduced by me, because I have attempted in every way to cooperate with the Legislature collectively and individually.

The bill, as submitted, was like all bills. An outline for your consideration. On the day that it was considered last week, Senator Bowen, the introducer, visited with my administrative assistant about a couple of amendments. My assistant, Norman Otto, who served with many of you here, and who is familiar with legislation, spoke for me — and correctly — in saying that we had no objection to the amendments offered.

I mention this to indicate our willingness to cooperate with the lawmakers.

Now, one of those amendments would have set out that of six members of the commission that would have been named, not more than three could be from any one political party. A provision such as this was considered in the drafting, but was avoided for the very reason that we did not want to have a commission to select outstanding Nebraskans which would have had any taint of partisan politics. After all, the Hall of Fame would be for outstanding Nebraskans — not outstanding Democrats or outstanding Republicans.

However, since there was some feeling for a need to avoid the possibility of the Commission being politically packed, we were willing to agree with the amendment.

And this brings me to the second point which disturbs me. This is the widespread report that the action of this body may have been motivated by partisan politics or against me personally.

And I want to tell you now that if any partisan politics has been brought into this Legislature, it was done by someone other than me.

I will challenge any member of this Legislature to show that any of my legislation, any of my appointments or any policies of my office have been motivated by any reason other than for efficiency in government or for the good of all the people.

Because of this, and because of the harmonious relationship that has, as far as I am concerned, existed between me and this body since the beginning of this session, I cannot believe that partisan politics could have played a part in the decision to kill this bill.

However, if this is true, I want to know about it. And if it is true, then the presence of any member of the Nebraska Legislature that comes to me with a problem — as many of you have in past months — will be and must be considered from a different basis than in the past. In the past, each of you that have talked to me has been considered to be a person of integrity, carrying out a difficult assignment of public service.

If this action last week was motivated by partisan politics, then it is you and not me that will have created this new atmosphere in which we must do our jobs.

I cannot believe that partisan politics was responsible for the killing of the Hall of Fame bill — I would rather believe that it was the failure on my part, as I said earlier, to inform this body of its purpose and its function and to let you know the importance I believe it has for the advancement of pride of Nebraskans in Nebraska.

My purpose in being here, then, is not to beg or demand for the bill, but rather to dispell an attitude and a relationship between the Governor's office and the Legislature which might be misunderstood.

(Signed) Frank B. Morrison
Governor

MOTION—Reconsider Action

Mr. President: I move that the action of the Legislature on indefinitely postponing LB 693 be reconsidered. (Signed) Sam Klaver

The motion prevailed with 22 ayes, 11 nays, and 10 not voting.

GENERAL FILE

LEGISLATIVE BILL 693. Considered.

The Stromer motion to indefinitely postpone LB 693 lost with 13 ayes, 21 nays, and 9 not voting.

Laid over at the request of Mr. Lautenschlager.

Visitors

Mr. Skarda introduced Mr. and Mrs. Stanley Foreman of Omaha.

LEGISLATIVE BILL 574. Considered.

Mr. Lautenschlager offered the following amendment to amend his pending amendment found in the Legislative Journal for the Eighty-ninth Day:

1. Amend section 1 of the bill, by striking line 5 and inserting "use of flashing spot".

Amendment pending.

Laid over.

LEGISLATIVE BILL 471. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Laid over temporarily.

LEGISLATIVE BILL 703. Considered.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend section 2, lines 12 and 13, by striking "other than the member of the Nebraska State Legislature,".

Mr. Vosoba offered the following amendment:

1. Amend section 9, line 3, by striking "No appropriation to" and by striking all of lines 4 through 16.

Mr. Adamson offered the following amendment which was adopted:

1. Amend the Vosoba amendment to section 9, by reinstating in lines 3 and 4, the following: "No appropriation to such fund shall be made from the state General Fund".

The Vosoba amendment to section 9 was adopted as amended.

Speaker Thompson Presiding

Advanced to E and R for review with 29 ayes, 1 nay, and 13 not voting.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on indefinitely postponing LB 528. (Signed) George Syas

GENERAL FILE

LEGISLATIVE BILL 471. Considered.

Advanced to E and R for review with 26 ayes, 1 nay, and 16 not voting.

LEGISLATIVE BILL 650. Read and considered.

Advanced to E and R for review with 20 ayes, 0 nays, and 23 not voting.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" to advance LB 528. (Signed) William Moulton

GENERAL FILE

LEGISLATIVE BILL 708. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for review with 27 ayes, 1 nay, and 15 not voting.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Fern Hubbard Orme

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 500. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for review with 29 ayes, 1 nay, and 13 not voting.

Visitors

Mrs. Orme introduced Mrs. Don Weller, Leader, and the "Nameless Nine" Blue Birds of Lincoln.

Adjournment

At 4:20 p.m., on a motion by Mr. Klaver, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 23, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Gerdes who was excused, and Mr. Adams who was excused until 9:45 a.m.

Corrections for the Journal

Page 1460, line 27, correct the spelling of "hydro-electric".

Page 1460, line 34, correct the spelling of "development".

The Journal for the Ninety-sixth Day was approved as corrected.

Member's Birthday

Mr. Jensen announced that today is Speaker Thompson's birthday, and the members sang Happy Birthday to him.

Presented to the Governor

Presented to the Governor for approval on May 23, 1961, at 8:00 a.m.: LB 408

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 262. Placed on Select File as amended.

E and R amendments to LB 262:

1. In section 1, line 7, strike the quotation marks and show the same as stricken.
2. In section 3, line 1, strike the first comma and insert "and".

LEGISLATIVE BILL 610. Placed on Select File as amended.

E and R amendments to LB 610:

1. In section 5, line 33, strike *"resident"* and insert *"residents"*.

2. In new section 8, insert "*of*" at the end of line 30; at the end of line 41, insert "*(1)*"; in line 44, strike ". At the hearing, the court may" and insert "*, or (2)*"; and in line 46, strike "may".

3. In the title, insert "and" at the end of line 12; and at the end of line 13, insert "to provide for the amendment of articles of association;".

LEGISLATIVE BILL 542. Placed on Select File as amended.

E and R amendments to LB 542:

1. In section 4, line 9, strike "or"; in line 13, strike the period and insert "*; or*"; after line 13 insert a new subdivision to read as follows:

"*(d) Upon a freeway as defined in section 3, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961.*".

2. In section 6, line 1, strike "(1)"; in line 4, strike "(a)" and insert "*(1)*"; in line 9, strike "(b)" and insert "*(2)*"; and in line 12, strike "(c)" and insert "*(3)*".

3. Add a new section immediately after section 7, to be known as section 8, and to read as follows:

"Sec. 8. That section 39-746, Reissue Revised Statutes of Nebraska, 1943, as amended by section 28, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

39-746. ~~Upon all highways of sufficient width, except upon one way streets, the driver of a vehicle shall drive the same upon the right half of the highway and shall drive a slow moving vehicle as closely as possible to the right hand edge or curb of such highway, unless it is impracticable to travel on such side of the highway and except when overtaking and passing another vehicle, subject to the limitations applicable in overtaking and passing set forth in section 39-748; *Provided*, that on~~ *On* a freeway as defined in section 3 ~~of this act~~ *Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961,* it shall be permissible for a vehicle to be driven in either the right or left-hand lanes unless official traffic control devices indicate otherwise or when otherwise directed by a traffic or police officer: ~~*and provided further,*~~ *Provided,* that a vehicle proceeding at less than the speed of traffic of the prevailing traffic flow at the time and place and under the conditions then existing shall keep to the right-hand lane.".

4. Strike original section 8 and amendments thereto, and insert:

"Sec. 9. That original section 39-746, Reissue Revised Statutes of Nebraska, 1943, as amended by section 28, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, and also sections 39-748 and 39-7,109, Reissue Revised Statutes of Nebraska, 1943, and section 39-7,110, Reissue Revised Statutes of Nebraska, 1943, as amended by section 31, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.

5. In the title strike lines 6 and 7 and insert "to amend section 39-746, Reissue Revised Statutes of Nebraska, 1943, as amended by section 28, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961; to repeal the original section and also sections 39-748 and 39-7,109, Reissue Revised Statutes of Nebraska, 1943, and section 39-7,110, Reissue Revised Statutes of Nebraska, 1943, as amended by section 31, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961.".

LEGISLATIVE BILL 492. Placed on Select File as amended.

E and R amendments to LB 492:

1. In Standing Committee Amendment 1, line 2, strike *"last"* and insert *"the most recent"*; in line 2, insert *"the"* after *"plus"*.

2. In the Ruhnke General File Amendment 1, line 2, insert *"the"* before *"cost"*.

3. In section 1, line 15, strike "It" and insert "~~It~~ *The board*".

4. For correlation purposes, after the second comma in line 2 of sections 1 and 2, and after the second comma in line 3 of the title, insert "as amended by section 6, Legislative Bill 45, Seventy-second Session, Nebraska State Legislature, 1961,"; and in section 1, line 25, strike ", as authorized by Chapter 77, article 11,".

5. Add a new section to be known as section 3, and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

6. In the title, line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 487. Placed on Select File as amended.

E and R amendments to LB 487:

1. In section 2, line 1, strike "lands are" and insert "real estate is"; in lines 18 and 21, strike "lands" and insert "real estate"; in lines 23 and 26, strike "land" and insert "real estate"; in line 31, strike "property" and insert "real estate"; insert a comma after "sociation" in line 11, and after "partnership" in line 12; and strike the comma in line 32.

2. Strike "property" and insert "real estate" in section 3, lines 3 and 5, and in section 4, lines 5 and 6.

3. In section 7, line 9, strike "or not" and insert "nor".

LEGISLATIVE BILL 667. Replaced on Select File as amended.

E and R amendment to LB 667:

1. In new section 3, line 6, strike the comma and show the same as stricken; and in line 17, strike "may" as in the statutes.

LEGISLATIVE BILL 692. Correctly engrossed.

LEGISLATIVE BILL 473. Correctly engrossed.

LEGISLATIVE BILL 472. Correctly engrossed.

LEGISLATIVE BILL 585. Correctly engrossed.

LEGISLATIVE BILL 392. Correctly engrossed.

LEGISLATIVE BILL 33. Correctly enrolled.

LEGISLATIVE BILL 424. Correctly enrolled.

LEGISLATIVE BILL 391. Correctly enrolled.

LEGISLATIVE BILL 390. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 33 LB 424 LB 391 LB 390

RESOLUTIONS

LEGISLATIVE RESOLUTION 30.

LR 30 was adopted with 38 ayes, 0 nays, and 5 not voting.

Visitor

Mr. Kjar introduced Miss Edna Jacobs of Cozad.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 169.

Laid over at the request of Mr. Thompson.

LEGISLATIVE BILL 632.

A BILL FOR AN ACT to amend section 77-2008.01, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for investment or reinvestment of funds held by the county treasurer or county treasurers paid by reason of inheritance taxes assessed when the rights, interests, or estates of the transferee, legatee, devisee or beneficiaries are dependent upon contingencies or conditions as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Adams
Gerdes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 246.

A BILL FOR AN ACT to amend section 68-215.09, Revised Statutes Supplement, 1959, relating to old age assistance; to provide that the severance of joint tenancy occasioned by an old age assistance lien shall give the State of Nebraska an undivided interest only to the amount of such lien; to provide that such severance shall be effective only as to the State of Nebraska, leaving the joint tenancy undisturbed as to all other persons; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Gerdes
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 440.

A BILL FOR AN ACT to amend section 77-719, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to increase the tax on gross earnings of building and loan associations as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adamson
Bowen
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McHugh
Moulton
Munnelly
Nelson

Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 6:

Brandt
Claussen
Kjar
McCosh
Rasmussen
Stryker

Not voting, 2:

Adams
Gerdes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 432.

A BILL FOR AN ACT relating to blind and partially-sighted persons; to authorize licenses to blind and partially-sighted persons to operate vending stands in state-owned buildings and on state-owned or controlled property as prescribed; and to provide for rules and regulations.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Gerdes
Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 323.

Mr. Vosoba moved that LB 323 be returned to Select File for the following specific amendments:

1. Amend section 1 of the bill, line 18 by striking "department" and inserting "~~department~~ *Department of Roads or Department of Motor Vehicles*", and line 25 by reinstating the stricken matter.

2. Amend the title of the bill, line 6 by inserting "certain" before "reports".

Amendments pending.

The motion prevailed with 37 ayes, 0 nays, and 6 not voting and LB 323 was returned to Select File.

Visitor

Mr. Kjar introduced former Senator Arthur W. Swanson of Holdrege.

UNANIMOUS CONSENT—Hearing on LB 721

Mr. Munnelly requested unanimous consent for permission for the Banking, Commerce and Insurance Committee to schedule a hearing on LB 721 for Friday, June 2, in the Supreme Court Hearing Room. No objections. So ordered.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 97. Indefinitely postponed.

LEGISLATIVE BILL 224. Indefinitely postponed.

LEGISLATIVE BILL 269. Indefinitely postponed.

LEGISLATIVE BILL 714. Placed on General File.

LEGISLATIVE BILL 716. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

SELECT FILE

LEGISLATIVE BILL 323. The pending Vosoba specific amendments found in this Day's Journal were adopted with 28 ayes, 0 nays, and 15 not voting.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 466. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 688. E and R amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 624. Advanced to E and R for engrossment.

LEGISLATIVE BILL 618. Advanced to E and R for engrossment.

LEGISLATIVE BILL 485. Advanced to E and R for engrossment.

LEGISLATIVE BILL 330. Advanced to E and R for engrossment.

LEGISLATIVE BILL 331. Advanced to E and R for engrossment.

LEGISLATIVE BILL 476. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 265. E and R amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 264. Placed on General File as amended.

Standing Committee amendments to LB 264:

1. Amend section 1 of the bill, line 10 by inserting after the period the following:

"Before the county board provides retirement benefits for the employees of the county, such question shall be submitted at a regular general or primary election held within the county, and in which election all persons eligible to vote for the county officials of the county shall be entitled to vote on such question, which shall be submitted in the following language: Shall the county board provide retirement benefits for present and future employees of the county? If a majority of the votes cast upon such question shall be in favor of such question then the county board shall be empowered to provide retirement benefits for present and future employees as provided in this section.".

2. Amend section 1 of the bill, beginning with line 8, by striking, "Each employee shall be required to contribute an amount at least equal to the county's contribution to the cost of any such retirement program."

(Signed) J. W. Burbach, Chairman

GENERAL FILE

LEGISLATIVE BILL 263.

Mr. Romans requested unanimous consent to have LB 263 laid over until Wednesday, May 31.

Mr. Russillo objected.

Mr. Romans moved that LB 263 be laid over until Monday, June 5.

The motion prevailed with 23 ayes, 18 nays, and 2 not voting.

Committee Meeting

Mr. Peck announced that the Committee on Committees hearing of the appointment of James R. Sandstedt set for Thursday, May 25, was being postponed until a later date.

GENERAL FILE

LEGISLATIVE BILL 134. Read and considered.

Speaker Thompson Presiding

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent to hold an executive session of the Revenue Committee at 11:00 a.m., today, May 23.

Mrs. Orme objected.

Visitors

Mr. Peck introduced Mrs. Leo Woerth, Vice Chairman, Mrs. A. M. Lovell, Secretary, and nineteen members of the Platte County Republican Women's Club.

Mr. Forrester introduced Mr. Jerry Reinhard and sons, Scott and Mark, of Broken Bow.

GENERAL FILE

LEGISLATIVE BILL 134.

Mr. Klaver moved that LB 134 be indefinitely postponed.

President Burney Presiding

Mr. Vosoba requested a record vote.

Voting in the affirmative, 22:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Craft
Erlewine
Forrester
Gerhart
Jensen
Kjar
Klaver
Lautenschlager
McHugh
Nelson
Peck
Romans
Ruhnke
Russillo
Stryker
Webb
Wylie

Voting in the negative, 20:

Bowen
Claussen
Diers
Fleming
Hasebroock
Knight
Marvel
McCosh
Moulton
Munnelly
Orme
Rasmussen
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo

Not voting, 1:

Gerdes

The Klaver motion prevailed, and LB 134 was indefinitely postponed.

LEGISLATIVE BILL 217. Laid over until Wednesday, May 31, at the request of Mr. Syas.

Members Excused

Mr. Erlewine was excused from 4:00 p.m., for the remainder of the day.

Mr. McHugh was excused at 11:30 a.m., for the remainder of the day.

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent to hold an executive session of the Revenue Committee immediately at the close of the morning session. No objections. So ordered.

Visitors

Mr. Peck introduced Mrs. Hazel Abel and Mrs. E. E. Thoreson of Lincoln.

MESSAGES FROM THE GOVERNOR

May 23, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on May 20, 1961, he approved LB 347, LB 156, LB 694, LB 515, LB 406, and LB 235.

On May 22, 1961, he approved LB 581, and on May 23, 1961, he approved LB 681, LB 533, LB 505, and LB 507.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

May 22, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

I herewith respectfully submit the name of Jess Tepner of Creighton, Nebraska, to serve as a member of the Nebraska Motor Vehicle Dealers License Board for the period May 18, 1961, to May 18, 1965.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 513. Placed on General File as amended.

Standing Committee amendments to LB 513:

1. Amend section 1 of the bill, line 35, by striking the period following the word "fund" and inserting *"as long as this fund is wholly financed from title III of the Federal Social Security Act or from other federal sources"*.

2. Amend the title to conform.

(Signed) Jack Romans, Chairman

MOTION—Place LB 224 on General File

Mr. President: I move that LB 224 be placed on General File. (Signed) John P. Munnelly

Motion pending. Laid over.

Member Excused

Mr. Munnelly was excused for the remainder of the week.

Recess

At 11:36 a.m., on a motion by Mr. Thompson, the Legislature recessed until 1:45 p.m.

After Recess

The Legislature reconvened at 1:46 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Burbach, Gerhart, Jensen, McHugh, Munnelly, Nelson, Romans, Ruhnke, Skarda, Staubitz, Syas and Waldo who were excused.

GENERAL FILE

LEGISLATIVE BILL 604. Read and considered.

Advanced to E and R for review with 25 ayes, 0 nays, and 18 not voting.

Adjournment

At 1:55 p.m., on a motion by Mr. Diers, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 24, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Erlewine, Jensen, and Munnelly who were excused.

The Journal for the Ninety-seventh Day was approved.

Presented to the Governor

Presented to the Governor for approval on May 23, 1961, at 4:00 p.m.: LB 424 LB 391 LB 390 LB 33

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 474. Indefinitely postponed.

LEGISLATIVE BILL 612. Indefinitely postponed.

LEGISLATIVE BILL 621. Indefinitely postponed.

(Signed) Jack Romans, Chairman

Public Works

LEGISLATIVE BILL 605. Placed on General File as amended.

Standing Committee amendment to LB 605:

1. Amend the bill by striking sections 1 to 13 and inserting in lieu thereof the following:

"Section 1. It is declared to be the intention of this Legislature that public power districts, and electric membership associations and cooperatives shall be allowed a reasonable time within which they may voluntarily eliminate such overlapping, duplication and conflict in their operations as is not in the public interest. Within thirty days after the effective date of this act each public power district, municipality, and electric membership association and cooperative organized in Nebraska shall designate a person and an alternate to negotiate in its behalf, and shall give written notice of the name and address of such person to the Director of Water Resources. The same person may be designated as negotiator for more than one such agency. The Director of Water Resources shall prepare a list of all negotiators and alternates and distribute it to each negotiator and alternate.

Sec. 2. There is hereby created a committee to be known as the Nebraska Public Power Committee to be composed of nine members. Three members shall be designated by the negotiators representing public power districts and electric membership associations and cooperatives which are primarily engaged in the retail sale of electricity to rural customers, and the three members so designated shall represent the divergent interests of such agencies. One member shall be designated by each of the negotiators representing the five public power districts which have generating capacity of not less than 25,000 kilowatts. One member shall be designated by the municipalities in Nebraska which own their electric distribution system. Each such member shall designate an alternate to serve in his absence. The names of members and alternates shall be reported to the Director of Water Resources.

Sec. 3. At the call of the Director of Water Resources the members of the Nebraska Public Power Committee shall meet and organize by electing a chairman, a vice-chairman and secretary and by adopting rules to govern the operations of the committee.

Sec. 4. The Nebraska Public Power Committee shall seek to improve the public power services in the state by voluntary exchanges or purchase of facilities, consolidation of operations within areas, merger or separation of existing districts, definition of areas of service, and by such other voluntary means as the committee may recommend. All actions and reports of the Nebraska Public Power Committee must be adopted by unanimous vote or written consent of the whole membership. The committee shall promptly transmit copies of its reports and recommendations to all negotiators. Each negotiator shall as soon as possible advise the committee of his approval or disapproval of such reports and recommendations. The committee shall file with the Clerk of the Legislature a report of its accomplishments on or before August 15, 1962 and a supplemental report on or before December 15, 1962.

Sec. 5. This act shall be in effect until October 1, 1963.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

LEGISLATIVE BILL 469. Placed on General File as amended.

Standing Committee amendments to LB 469:

1. Amend the bill by adding five new sections immediately after section 1 to be known as sections 2 to 5 and to read as follows:

"Sec. 2. *Until October 1, 1963, in addition to the provisions of Chapter 86, article 3, relating to electric facilities, the Director of Water Resources, hereafter called Director, shall have the jurisdiction set out in sections 3 to 6 of this act.*

Sec. 3. *Before any electric transmission line located outside of the corporate limits of a municipality carrying over seven hundred volts, or any electric generating facility to be used for sale of power, is constructed, an application, filed with the Department of Water Resources and containing such information as the Director of Water Resources shall prescribe, shall be approved by the director; Provided, that such approval shall not be required for generating facilities owned by municipalities.*

Sec. 4. *Upon such application being filed; the Director of Water Resources shall fix a time and place for hearing, and shall give ten days notice by mail to such alternate power suppliers as he deems to be affected by the application. The hearing shall be had within thirty days and the director shall give his decision within ten days after the conclusion of the hearing. Any parties interested may appear, file objections, and offer evidence; Provided, the director may grant the application without notice or hearing, upon the filing of such waivers as he may require, if in his judgment the finding in section 6 can be made without a hearing.*

Sec. 5. *At the hearing the Director of Water Resources shall receive evidence and testimony relating to the application, and may continue the hearing from time to time, allow amendments to the application, and adopt such rules of procedure as he deems advisable and as comply with law.*

Sec. 6. *After hearing, the Director of Water Resources shall have authority to approve or deny the application. Before approval of an application, the director shall find that the application will serve the public convenience and necessity, and that the applicant can supply most economically and feasibly the electric service resulting from the construction, without unnecessary duplication of facilities or operations.*".

2. Amend the bill by renumbering original section 2 as section 7.

(Signed) Arnold Ruhnke, Chairman

Enrollment and Review

LEGISLATIVE BILL 677. Placed on Select File.

LEGISLATIVE BILL 690. Placed on Select File as amended.

E and R amendments to LB 690:

1. In section 1, line 10, insert an underscored comma after *"foregoing"*.

2. In the title, line 3, strike "by including" and insert "relating to taxation; to include".

LEGISLATIVE BILL 378. Placed on Select File as amended.

E and R amendments to LB 378:

1. In section 1, strike the comma at the end of line 3; in line 5, strike "15-828,"; and strike lines 7 and 8 as amended and insert "Nebraska, 1943, and section 15-828, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 8, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.".

2. In the title, line 2, strike "15,232" and insert "15-232"; in line 5, strike "15-332,"; in line 6, strike "15-828,"; and strike lines 9 and 10, and insert "and section 15-828, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 8, Seventy-second Session, Nebraska State Legislature, 1961, relating to cities of the primary class.".

LEGISLATIVE BILL 701. Placed on Select File as amended.

E and R amendment to LB 701:

1. In Standing Committee Amendment 1, insert an underscored comma before *"without"* in line 2 and after *"above"* in line 3; and in line 4, strike *"agreements"* and insert *"agreement"*.

LEGISLATIVE BILL 634. Placed on Select File as amended.

E and R amendments to LB 634:

1. In section 1, line 2, insert "nonresident" after "any"; and in line 11, strike "or" and insert "on".

2. In the title, line 3, insert "nonresident" after the second "for".

LEGISLATIVE BILL 697. Placed on Select File as amended.

E and R amendment to LB 697:

1. In the title, line 8, insert "for tangible or intangible personal property" after "collected".

LEGISLATIVE BILL 565. Placed on Select File.

LEGISLATIVE BILL 593. Replaced on Select File as amended.

E and R amendment to LB 593:

1. In the title, line 6, insert "to provide for prima facie evidence as prescribed; to provide for reweighing on permanent scales, as prescribed, and the effect thereof;" after the semicolon.

LEGISLATIVE BILL 686. Correctly engrossed.

LEGISLATIVE BILL 291. Correctly engrossed.

LEGISLATIVE BILL 695. Correctly engrossed.

LEGISLATIVE BILL 407. Correctly re-engrossed.

LEGISLATIVE BILL 669. Correctly engrossed.

LEGISLATIVE BILL 632. Correctly enrolled.

LEGISLATIVE BILL 246. Correctly enrolled.

LEGISLATIVE BILL 440. Correctly enrolled.

LEGISLATIVE BILL 432. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 632 LB 246 LB 440 LB 432 LR 30

BILLS ON FINAL READING

LEGISLATIVE BILL 169.

Mr. Vosoba moved that LB 169 be returned to Select File for the following specific amendment:

1. Amend section 1 of the bill by striking lines 5 to 31 and inserting:

"collected and five hundred fifty thousand dollars thereof transferred to the State Board of Education for expenditure for the Nebraska Vocational Technical School, which amount shall, beginning January 1, 1962, be deducted and withheld from the proportionate share provided in subdivision (5) of this section, *and the next one hundred ninety thousand dollars thereof transferred to the Military Department for the state's share of the cost of construction of a state Emergency Control Center, to be expended upon the approval of the Governor,* and after such ~~amount has~~ *amounts have* been set aside, the proceeds of such tax shall be credited in the following proportions: (1) Thirty-one per cent thereof for expenditure by the Board of Regents of The University of Nebraska; (2) eleven per cent thereof for expenditure by the Board of Control; (3) twenty-five per cent thereof for expenditure by the Board of Education of State Normal Schools; (4) one per cent thereof for expenditure by the Military Department for the purchase of land and the construction, equipping, repairing, or remodeling of armories thereon; (5) three per cent thereof for expenditures by the State Board of Education for the Nebraska Vocational Technical School; (6) six per cent thereof for expenditure by the Governor, *of which* ~~and~~ eight per cent shall be used for completion of murals for the State Capitol , *and the remainder of* ~~of which twenty per cent shall~~ *which may* be used for air conditioning of the State Capitol, and ~~the remainder~~ for expenditure by the Governor for maintenance of the State Capitol and grounds, purchases of land, and future building needs, including the acquiring by January 1, 1962, of the south half of Block one fifty-one, all of Block one fifty-two, and the North half of Block one fifty-three, all in the Original Plat of Lincoln, Nebraska, either by gift, purchase, or by the".

Amendment pending.

The Vosoba motion prevailed with 35 ayes, 0 nays, and 8 not voting, and LB 169 was returned to Select File.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 550.

A BILL FOR AN ACT to amend section 81-116, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to provide for days leave with full pay as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Gerhart
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Forrester

Not voting, 4:

Erlewine
Hasebroock
Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 619.

A BILL FOR AN ACT to amend section 46-541, Reissue Revised Statutes of Nebraska, 1943, relating to reclamation districts; to extend the time, as prescribed, for the submission to the electors of the question of dissolution of a reclamation district; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Erlewine
Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 455.

A BILL FOR AN ACT to amend section 29-1804, Revised Statutes Supplement, 1959, relating to public defenders; to permit the election of a public defender in any county; to provide the time of such election; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Erlewine
Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 376.

A BILL FOR AN ACT to amend section 83-455, Revised Statutes Supplement, 1959, relating to the State Reformatory; to clarify the provisions thereof; to make clear that an indeterminate sentence to the State Reformatory may be imposed but is not required; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Erlewine
Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 499. With emergency.

A BILL FOR AN ACT to amend section 16-308, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide for the appointment of an administrator in cities of the first class; to prescribe his powers and duties; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Erlewine
Jensen
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MESSAGE FROM THE GOVERNOR

May 23, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your honorable body that on May 21, 1961, I approved LB 627.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Visitors

Mrs. Orme introduced Nancy Lichtenberg of Cedar Bluffs, Judy Troutman of Winside, and Sharon Jacobson of Schuyler, who are Lincoln General student nurses.

Mr. Hasebroock introduced Mr. Eldon Freudenburg of West Point.

SELECT FILE

LEGISLATIVE BILL 169. Laid over at the request of Mr. Vosoba.

LEGISLATIVE BILL 262. E and R amendments found in the Leglative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 610. E and R amendments found in the Leglative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 542. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 492. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 487. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 667. E and R amendment found in the Legislative Journal for the Ninety-seventh Day was adopted.

Advanced to E and R for engrossment.

Member Excused

Mr. Thompson was excused at 9:50 a.m., for the remainder of the day.

GENERAL FILE

LEGISLATIVE BILL 316. Laid over until Friday, May 26, at the request of Mr. Waldo.

LEGISLATIVE BILL 504. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were rejected.

The Public Works Committee offered the following amendment:

1. Amend the bill by striking sections 1 to 3 and inserting in lieu thereof the following:

"Section 1. *In order to promote public safety at the intersection of railroad lines and all classes of highways, excepting those highways for which federal aid is available, there is hereby created a special fund known as the Grade Crossing Protection Fund which shall be established in the state treasury to be used in furnishing financial assistance in the construction of automatic crossing protection at railroad grade crossings in this state.*

Sec. 2. That section 66-424.01, Revised Statutes Supplement, 1959, be amended to read as follows:

66-424.01. The Gasoline Tax Fund shall be distributed by the State Treasurer as follows:

(1) The State Treasurer shall first make all refunds, as provided in sections 66-413 and 66-414, and credit to the Division of Motor Fuels of the Department of Agriculture and Inspection such amount of the Gasoline Tax Fund as shall be necessary, in addition to such other funds as may be available for that purpose, to pay the cost of administering and enforcing the motor vehicle fuel tax laws of this state; *Provided,* that in no event shall the amount so credited exceed one per cent of the total Gasoline Tax Fund collected;

(2) The State Treasurer shall then pay all warrants drawn by the Auditor of Public Accounts for all refunds and for such amount as shall be necessary to provide the identifying chemicals as provided in section 66-447;

(3) Fifteen per cent of the remainder of the Gasoline Tax Fund after making the deductions as provided in subdivisions (1) and (2) of this section shall then be transferred to the various county treasurers of the state in the same manner as provided in section 66-422 and shall be used as provided in sections 39-1001 to 39-1009; *Provided, that before making the transfer each month as provided in this subdivision, the State Treasurer shall transfer four thousand dollars each month to the Grade Crossing Protection Fund;*

(4) Twenty-four per cent of the remainder of the Gasoline Tax Fund after making the deductions as provided in subdivisions (1) and (2) of this section shall be transferred to the various county treasurers of the state in the same manner and for the same uses as provided in sections 66-422 and 66-423; *Provided, that before making the transfer each month as provided in this subdivision, the State Treasurer shall transfer six thousand dollars to the Grade Crossing Protection Fund;* and

(5) The other sixty-one per cent of the remainder of the Gasoline Tax Fund after making the deductions as provided in subdivisions (1) and (2) of this section shall be transferred to the Department of Roads in the same manner and for the same uses and purposes as provided in section 66-424.

Sec. 3. *The Department of Roads is hereby empowered to administer the funds deposited in the Grade Crossing Protection Fund as follows:*

(1) When any political subdivision of this state determines that automatic railroad grade crossing protection is required where a street, road, or highway intersects with the line of the railroad company within its jurisdiction, and demand is made upon the railroad company concerned, either the railroad company or the political subdivision shall inform the Department of Roads of such fact;

(2) Upon receiving such notice, or upon its own determination, the Department of Roads will forthwith examine the crossing concerned, in conjunction with representatives of the political subdivision and the particular railroad company involved, to arrive at an estimate of the cost and the type of automatic railroad grade crossing protection that should be required, and the justification of the expenditure for such protection;

(3) In order to facilitate and protect the interests of the public as a whole, and to compensate for the state-wide use of such crossing by the public; the Department of Roads shall pay sixty per cent of such automatic grade crossing protection from the Grade Crossing Protection Fund, and the balance of the cost shall be borne by the railroad involved;

(4) The Department of Roads shall allocate the amount to be borne by the Grade Crossing Protection Fund for the construction and installation of the automatic device for the protection of the railroad grade crossing concerned;

(5) In order to promote and safeguard the health and safety of its citizens, any political subdivision organized under the laws of this state may agree to and pay a portion of the cost of the construction of automatic safety devices at railroad crossings;

(6) Such political subdivisions may agree to assume a portion of the cost of such construction of automatic safety devices if it and the railroad company involved can reach an agreement as to the division of the balance of the cost of construction over and above that paid from the Grade Crossing Protection Fund;

(7) The Department of Roads shall enter into and enforce agreements involving such Grade Crossing Protection Fund as well as the supervision of the construction of such automatic signals and the auditing and collection of the bills covering the cost thereof. The Department of Roads is further authorized to enter into such contracts with any railroad companies and political subdivisions affected which are necessary to carry out the provisions of this act; and

(8) All grade crossing protection devices constructed in whole or in part by money from the Grade Crossing Protection Fund herein established shall, after their construction, be the sole responsibility of the railroad company at whose railroad crossing such devices are constructed.

Sec. 4. That section 75-219, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

75-219. The State Railway Commission shall have jurisdiction over all crossings of highways outside of incorporated villages, towns and cities, both public and private, across, over or under all railroads in the State of Nebraska, whether such railroads are operated by steam, electricity, or other power, and shall make such rules and regulations for the construction, repair and maintenance thereof as the commission shall deem adequate and sufficient for the protection and necessity of the public, whether passengers on the railroads or travelers on such ways , *except as to automatic grade crossing protection devices.*

Sec. 5. That section 75-221, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

75-221. Wherever any railroad track shall cross any such way in a cut, or on a curve, or side hill, or in timber lands, or near buildings, or near any obstruction of the view from the way, the State Railway Commission shall direct such precautions to be taken as it shall deem necessary for the safety of the traveling public, the facts having been developed either on the motion of the commission or upon complaint of interested parties. Each and every railroad company shall also provide and maintain such gates, crossings, signs, and alarm bells and flagmen as the commission shall direct. The commission may adopt some uniform crossing sign, which shall be placed at any crossing and at such other places as the commission may direct. The commission may direct the placement of special signs where the physical conditions of any crossing warrant such action , *except as to automatic grade crossing protection devices.*

Sec. 6. That original sections 75-219 and 75-221, Reissue Revised Statutes of Nebraska, 1943, and section 66-424.01, Revised Statutes Supplement, 1959, are repealed.".

Mr. Burbach offered the following amendment which was adopted:

1. Amend the Public Works Committee amendment by striking the new matter in Section 2, subsection (3).

The Public Works Committee amendment was adopted as amended.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE BILL 693. Considered.

Mr. Adamson offered the following amendment which was adopted:

1. Amend section 5 of the bill, line 4 by inserting after the period the following: "No individual shall be named to the Nebraska Hall of Fame until after his demise.".

Advanced to E and R for review with 24 ayes, 8 nays, and 11 not voting.

LEGISLATIVE BILL 574. Considered.

Mr. Lautenschlager moved that his pending amendment, found in the Legislative Journal for the Ninety-sixth Day, be adopted.

Mr. Lautenschlager requested a Call of the House.

A Call of the House was ordered and showed 34 members present.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

The Lautenschlager motion lost with 13 ayes, 21 nays, and 9 not voting, and the amendment was rejected.

Mr. Marvel Presiding

The pending Lautenschlager amendment found in the Legislative Journal for the Eighty-ninth Day was rejected with 17 ayes, 18 nays, and 8 not voting.

Messrs. Vosoba and Waldo offered the following amendment:

1. Amend the bill by striking section 1 and Standing Committee Amendments 1 and 2, and insert the following:

"Section 1. That no advertising devices shall be erected or operated upon any private property adjacent to or near any public road when the beam of such devices projects on the highway or adversely affect the vision of operators of vehicles upon the roadway by the use of flashing red, amber or yellow, or green lights which have the appearance of devices generally used as official traffic control devices, photo-flash type lights, flood or spot lights or other lighted signs which use the words Stop or Danger prominently displayed, or imply the need or requirement of stopping or the existence of danger or otherwise copy or resemble official traffic control devices; *Provided,* that nothing contained in this section shall be construed to apply to official traffic control devices erected by the public agencies having jurisdiction. Any advertising devices erected, maintained, or operated in violation of this section are hereby declared to be a public nuisance. It shall be the duty of the public agency having jurisdiction to notify the owner of all lights in violation of the provisions of this section and said public agency may remove such lights if the owner fails or refuses to remove same after a reasonable time after he is notified of such violations.

Sec. 2. Any person, partnership, firm, association or corporation violating the provisions of this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than twenty-five dollars nor more than fifty dollars.".

Mr. Knight offered the following amendment which was adopted by unanimous consent:

1. Amend the Vosoba-Waldo amendment, section 1, line 4, by striking the word "projects" and inserting "is concentrated" in lieu thereof.

The Vosoba-Waldo amendment was adopted as amended.

Mr. McCosh moved that LB 574 be indefinitely postponed.

President Burney Presiding

The motion lost with 15 ayes, 22 nays, and 6 not voting.

Mr. Peck offered the following amendment which was adopted:

1. Amend the Vosoba-Waldo amendment, section 1, line 7, by inserting "very obvious" before the word "appearance".

Advanced to E and R for review with 25 ayes, 7 nays, and 11 not voting.

Visitors

Mr. Moulton introduced Erling Schultz and Nora Veerhusen, Teachers, and seventy-five students from Westside High School, Omaha, and Edythe Moore and Jean Conner, parents.

Mr. Ruhnke introduced the Reverend Robert W. Jones, Chairman of the Boys and Girls Committee, Mrs. Jones and Mr. Carl Barber, and twenty-four Jefferson County rural students who received the highest grades on the history tests, sponsored by the Fairbury Kiwanis Club.

UNANIMOUS CONSENTS—Executive Sessions

Mr. Romans requested unanimous consent to hold an executive session of the Labor and Public Welfare Committee at 1:15 p.m., today, May 24. No objections. So ordered.

Mr. Ruhnke requested unanimous consent to hold an executive session of the Public Works Committee at 8:00 a.m., Thursday, May 25. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 707. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Mr. Burbach moved that LB 707 be advanced to E and R for review.

Mr. Romans moved the previous question. The motion prevailed with 26 ayes, 7 nays, and 10 not voting.

The Burbach motion pending.

Visitors

Mr. Nelson introduced Mr. and Mrs. Bob Herman and son of Springview.

Member Excused

Mr. Brandt was excused for the afternoon.

Recess

At 12:05 p.m., on a motion by Mr. Nelson, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Brandt, Erlewine, Jensen, Munnelly, Romans, and Thompson who were excused.

Visitors

Mr. Rasmussen introduced his wife, Alice, and daughters, Ruth Ann, Janice Kay and Nina Beth, and Mrs. Emma Hoegemeyer.

GENERAL FILE

LEGISLATIVE BILL 707. Considered.

The pending Burbach motion found in this Day's Journal prevailed with 19 ayes, 9 nays, and 15 not voting, and LB 707 was advanced to E and R for review.

MOTION—Reconsider Action

Mr. President: I move that we reconsider our action on advancing LB 707. (Signed) Michael P. Russillo

The motion prevailed with 31 ayes, 0 nays, and 12 not voting.

GENERAL FILE

LEGISLATIVE BILL 707. Considered.

The Burbach motion to advance LB 707 to E and R for review lost with 4 ayes, 27 nays, and 12 not voting.

Mr. Syas offered the following amendment which was adopted:

1. Amend the bill, section 1, line 14, by striking *"principally"* and inserting *"permanently"*.

Advanced to E and R for review with 29 ayes, 1 nay, and 15 not voting.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

May 24, 1961

Honorable Dwight W. Burney
Lieutenant Governor
State Capitol
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees will meet at 1:30 p.m., Wednesday, May 31, 1961, in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Frank B. Morrison as follows:

James R. Sandstedt—Director of Aeronautics, whose term will expire January 3, 1963, and

Jess Tepner—Member, Nebraska Motor Vehicle Dealers License Board, for the period May 18, 1961, to May 18, 1965.

Respectfully submitted,

(Signed) J. O. Peck
J. O. PECK, Chairman
Committee on Committees

JOP/jg

Banking, Commerce and Insurance

LB 721	Friday, June 2, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 642. Indefinitely postponed.

(Signed) Jack Romans, Chairman

Government and Military Affairs

LEGISLATIVE BILL 433. Placed on General File as amended.

Standing Committee amendments to LB 433:

1. Amend section 2 of the bill, line 13 by adding *"or if the mayor shall fail to make such appointment within ninety days after the passage of the ordinance, then the president or other presiding officer, other than the mayor, of the governing body"* after "city", by striking line 15, line 16 by striking "tively", line 16 by striking the semicolon and inserting ". *The terms of office of the members of the authority initially appointed shall be for one year, two years, three years, four years, and five years, as designated by the mayor in making the respective appointments. As the terms of the members of the authority expire, the mayor, with the approval of the governing body of the city, shall appoint or reappoint a member of the authority for a term of five years to succeed the member whose term expires;"*, by striking lines 17 and 18 and inserting *"in cities of the primary and first class, such governing bodies shall submit such ordinance to the electors of such a city for approval by a majority vote and in cities of the metropolitan class, such governing body may at its option submit such ordinance to the electors of such city for approval by a majority vote"*, line 21 by striking "nnotice" and inserting "notice", and by striking lines 33 and 34 and "appointment" in line 35 and show the same as stricken matter.

2. Amend section 6 of the bill, line 140 by inserting *"three-quarters of"* after the word "exceed".

3. Amend the bill by adding three new sections immediately after section 15 to be known as sections 16 to 18 and to read as follows:

"Sec. 16. That section 19-2612, Revised Statutes Supplement, 1959, be amended to read as follows:

19-2612. Prior to recommending a redevelopment plan to the governing body for approval, an authority shall submit such plan to the planning commission *or board* of the city in which the redevelopment project area is located for review and recommendations as to its conformity with the general plan for the development of the city as a whole. The planning commission *or board* shall submit its written recommendations with respect to the proposed redevelopment plan to the authority within thirty days after receipt of the plan for review. Upon receipt of the recommendations of the planning commission *or board* or, if no recommendations are received within such thirty days, then without such recommendations, an authority may recommend the redevelopment plan to the governing body of the city for approval.

Sec. 17. That section 19-2614, Revised Statutes Supplement, 1959, be amended to read as follows:

19-2614. The recommendation of a redevelopment plan by an authority to the governing body shall be accompanied by the recommendations, if any, of the planning commission *or board* concerning the redevelopment plan; a statement of the proposed method and estimated cost of the acquisition and preparation for redevelopment of the redevelopment project area and the estimated proceeds or revenues from its disposal to redevelopers; a statement of the proposed method of financing the redevelopment project; and a statement of a feasible method proposed for the relocation of families to be displaced from the redevelopment project area.

Sec. 18. That section 19-2642, Revised Statutes Supplement, 1959, be amended to read as follows:

19-2642. The governing body of any county, which is not otherwise authorized to establish a planning commission *or board* with power to prepare a general plan for the development of the county, is hereby authorized and empowered to prepare such a general plan prior to the initiation and carrying out of a redevelopment project under sections 19-2601 to 19-2643.".

4. Amend the bill by renumbering original section 16 as section 19 and line 2 of said section by inserting "19-2612, 19-2614," after "19-2609", and line 3 by inserting "19-2642," after "19-2640".

(Signed) Kenneth L. Bowen, Chairman

MOTION—LB 642

Mr. President: I move that LB 642 be placed on General File. (Signed) Kenneth L. Bowen

Motion pending.

Laid over until Thursday, June 1, at the request of Mr. Bowen.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Revenue be permitted to introduce a bill relating to the extension of group life benefits to the spouse and children of members of labor unions.

Article 16 of Chapter 44 of the existing statutes provides generally for the issuing of group life insurance policies to members of certain specified groups. Three of these groups could be described as employer-employee groups, union member group, and employees of union members insured under a group policy issued to trustees of a fund established by two or more employers or labor unions. Prior to 1957 no provision existed in the statute for extending benefits of group life policies to dependents of insured employees or union members.

In 1957 Section 44-1614 was enacted which permitted the extension of these benefits to dependents of employees under the employer-employee arrangement, but omitted any reference to dependents of employees or union members covered under either of the other two groups. Because of the misapplication of approved group life policy forms some such policies were sold covering dependents of union members and employees under policies issued to unions for trustees. These policies go beyond the limits established in the present law.

There seems to be no reason to set one of these groups apart from the others insofar as dependent coverage is concerned. This bill, therefore, would amend Section 44-1614 so that group life insurance can be made available to the dependents of all three groups. The changes which can accomplish this purpose have been pointed out by the Department of Insurance, and the Department has no objection to the enactment of this bill. (Signed) J. W. Burbach, Chairman

Permission to introduce the bill granted with 29 ayes, 0 nays, and 14 not voting.

Visitor

Mr. Russillo introduced Mr. Richard Stageman of Council Bluffs, Iowa, a Representative in the Iowa Legislature.

Member Excused

Mrs. Orme was excused for Friday, May 26.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 724. By Committee on Revenue, J. W. Burbach, 14th District, Chairman.

A BILL FOR AN ACT to amend section 44-1614, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to extend group life benefits to the spouse and children of members of labor unions; and to repeal the original section.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and that LB 724 be referred to the Committee on Banking, Commerce and Insurance. (Signed) J. W. Burbach

The motion prevailed with 31 ayes, 1 nay, and 11 not voting, and LB 724 was referred to the Committee on Banking, Commerce and Insurance.

GENERAL FILE

LEGISLATIVE BILL 717. Reading waived. Considered.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 635. Sections 1 through 7 read and considered.

Standing Committee amendments 1 and 2 found in the Legislative Journal for the Ninety-third Day were adopted.

Mr. Klaver offered the following amendment which was adopted:

1. Amend section 5, line 21, by striking the word "with" and inserting "within" in lieu thereof.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) J. W. Burbach

The motion lost.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 724	Friday, June 2, 1961	2:00 p.m.

Adjournment

At 2:52 p.m., on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

NINETY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 25, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Jensen and Munnelly who were excused.

Corrections for the Journal

Page 1499, line 29, delete *"know"* and insert *"known"*.

The Journal for the Ninety-eighth Day was approved as corrected.

Presented to the Governor

Presented to the Governor for approval on May 24, 1961, at 4:00 p.m.: LB 246 LB 632 LB 440 LB 432

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 475. Placed on General File as amended.

Standing Committee amendment to LB 475:

1. Amend Section 1 of the bill, lines 9 and 10 by striking *"seventy-five* hundred" and inserting *"six thousand"*, and lines 15 and 16 by striking *"sixty-five* hundred" and inserting *"six thousand"*.

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 420. Placed on Select File as amended.

E and R amendments to LB 420:

1. In section 1, line 4, strike *"32"* and insert *"33"*.

2. In section 2, line 2, insert *"the"* after *"of"*.

3. In section 3, line 1, strike *"contest"* and insert *"contests"*.

4. In section 6, line 3, strike *"directed"* and insert *"provided"*.

5. In Standing Committee Amendment 2, lines 13 and 14, strike *"of Nebraska"*.

6. In section 7, line 2, strike *"contest"* and insert *"contests"*.

7. In Standing Committee Amendment 3, line 4, insert *". The"* after *"Legislature"*.

8. In section 8, line 1, insert *"in the Legislature"* after *"seat"*; and in line 5, strike *"similar notice"* and insert *"notice similar"*.

9. In section 10, insert *"referred to in section 7 of this act"* at the end of line 1.

10. In section 11, line 4, strike the semicolon and insert an underscored comma.

11. In section 14, line 2, insert *"referred to in section 13 of this act"* after *"petition"*; in line 8, insert *"at his usual place of abode"* after *"same"*; and in line 9, strike *"at its usual place of abode"*.

12. In section 15, line 1, insert *"referred to in section 14 of this act"* after *"contestee"*.

13. In section 16, line 2, insert *"as provided in section 15 of this act"* after *"Court"*.

14. In section 17, line 1, strike *"7"* and insert *"6"*.

15. In section 18, line 9, strike the comma; in line 10, strike *"herein"*; and in line 10, insert *"in this section"* after *"for"*.

16. In section 19, line 6, strike the semicolon and insert an underscored comma; strike beginning with *"fif-"* in line 14 through the comma in line 16; and in line 20, strike *"therefore"*.

17. In section 20, strike line 1 and insert "Sec. 20. *If the contestee referred to in section 19 of this act de-*".

18. In section 21, line 1, insert *"to the contest filed under the provisions of section 19 of this act"* after *"parties"*; in line 5, strike the comma; and strike lines 6 and 7, and insert *"into evidence regardless of the availability of the witnesses."*.

19. In section 22, line 3, strike *"; and the"* and insert *". The"*; strike lines 4 to 6, and insert *"contest shall be heard within fifteen days after the matter is at issue"*.

20. In section 25, line 11, strike the semicolon and insert an underscored comma; and in line 12, strike *"and his attorneys are"* and insert *"or his attorney is"*.

21. In section 26, line 1, strike *"so fixed"* and insert *"fixed as provided in section 25 of this act"*; and in line 6, strike the comma.

22. In section 28, line 2, strike *"and"*.

23. In new section 33, line 7, strike the semicolon and insert an underscored comma; in lines 13, 19 and 20, and 29, strike *"of Nebraska"*; and at the end of line 15, strike *"the"* and insert *"such"*.

24. Add a new section to be known as section 34 and to read as follows:

"Sec. 34. That section 32-1115, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-1115. The election of any person to the Legislature of the State of Nebraska may be contested in a proceeding had in accordance with section 32-1003 *sections 7 to 11 of this act* by any elector entitled to vote at the election at which he was chosen, on any of the grounds for which elections to other offices are required to be avoided.".

25. Renumber original section 32 as section 35; and in line 1 of renumbered section 35, strike "section 32-1001" and insert "sections 32-1001 and 32-1115".

26. In the title, line 4, strike "section 32-1001" and insert "sections 32-1001 and 32-1115".

LEGISLATIVE BILL 640. Placed on Select File as amended.

E and R amendments to LB 640:

1. Because of the rejection of Standing Committee Amendment 2, strike Standing Committee Amendment 3.

2. In the Waldo General File Amendment 2, line 5, strike "ecomi-" and insert "exami-" as in the statutes; in line 8, strike *"village"* and insert *"board of"*; and in line 12, insert *"board of"* after *"and"*.

3. Add nine new sections to be known as section 2 to 10 and to read as follows:

"Sec. 2. That section 19-302, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-302. The persons who compose the plumbing board shall, within ten days after their appointments, meet in their respective city *or village* building or place designated by the city council, *city* *manager, or chairman and board of trustees,* and organize by the selection of one of their number as chairman; and the plumbing inspector shall be the secretary of said board. It shall be the duty of the secretary to keep full, true and correct minutes and records of all licenses issued by it, together with their kinds and dates, and the names of the persons to whom issued, in books to be provided by such city *or village* for that purpose, which books and records shall be open for free inspection by all persons during business hours.

Sec. 3. That section 19-303, Revised Statutes Supplement, 1959, be amended to read as follows:

19-303. The appointment of the plumbing board shall be made annually, at the first meeting of the city council *or chairman and board of trustees, or by the city manager,* in August of each year, except as provided in section 19-301. Where such city *or village* has a chief health officer and plumbing inspector, they shall act as members of such board ex officio, and shall receive no extra compensation; and where there are no such officers in such city *or village,* then, on being appointed, they shall each receive as a salary an amount to be determined by the city council *or chairman and board of trustees.*

Sec. 4. That section 19-304, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-304. The plumbing board shall fix stated times and places of meeting, which times shall not be less than once in every two weeks and may be held oftener upon written call of the chairman of the board. The board shall adopt rules for the examination, at such times and places, of all persons who desire a license to work at the construction or repairing of plumbing within the city *or village.*

Sec. 5. That section 19-305, Revised Statutes Supplement, 1959, be amended to read as follows:

19-305. The assistant inspectors shall receive a salary in an amount to be determined by the city council *or chairman and board of trustees.* The members of the board, not ex officio members, shall be paid an amount to be determined by the city council *or chairman and board of trustees.* No meeting of the said board shall be held at any time, except on the call of the chief health officer. All salaries shall be paid out of the general fund of the city *or village,* where the board is located, the same as other city *or village* officers are paid. Vouchers for the same shall be duly certified by the chairman and secretary of such board to the city council, *city manager, or chairman and board of trustees.*

Sec. 6. That section 19-306, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-306. The plumbing board shall have power, and it shall be its duty, to adopt rules and regulations, not inconsistent with the laws of the state or the ordinances of the city *or village,* for the sanitary construction, alteration, and inspection of plumbing and sewerage connections and drains placed in, or in connection with, any and every building in such city *or village,* in which it will prescribe the kind and size of materials to be used in such plumbing and the manner in which such work shall be done, which rules and regulations, except such as are adopted for its own convenience only, shall be approved by ordinance by the mayor and council of such city *or by the chairman and board of trustees of such village.* The board shall have the power to amend or repeal its rules and regulations, subject, except such as relate to its own convenience only, to the approval of the mayor and council of such city *or chairman and board of trustees of such village.* The board shall have power to compel the owner or contractor to first submit the plans and specifications for plumbing that is to be placed in any building or adjoining premises to the board for approval before it shall be installed in such building or premises.

Sec. 7. That section 19-307, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-307. Any person desiring to do any plumbing, or to work at the business of plumbing, in any such city *or village which has established a plumbing board,* shall make written application to the plumbing board for examination for a license, which examination shall be made at the next meeting of the board, or at an adjourned meeting. Said board shall examine said applicant as to his practical knowledge of plumbing, house drainage, ventilation and sanitation, which examination shall be practical as well as theoretical; and if the applicant has shown himself competent, the plumbing board shall cause its chairman and secretary to execute and deliver to the applicant a license authorizing him to do plumbing in such city *or village.*

Sec. 8. That section 19-310, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-310. It shall be unlawful for any person to do any plumbing in any such city *or village which has established a plumbing board* of this state unless he holds a proper license.

Sec. 9. That section 19-311, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-311. The fee for the original license of a journeyman plumber shall be one dollar. All renewal fees shall be fifty cents.

All license fees shall be paid, prior to the execution and delivery of the license, to the treasurer of the school district within the city *or village* for which the license was issued to be used exclusively for the support of the common schools therein.

Sec. 10. That section 19-312, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-312. The city *or village* plumbing inspector shall inspect all plumbing work in process of construction, alteration or repair within his respective jurisdiction, and for which a permit either has or has not been granted, and shall report to said board all violations of any law or ordinance, or rule or regulation of the board, in connection with the plumbing work being done, and also shall perform such other appropriate duties as may be required of him by said board. If necessary, the mayor, by the consent of the council, *the city manager, or the chairman and board of trustees,* shall employ one or more assistant inspectors, who shall be practical licensed plumbers, to assist in the performance of the duties of the inspector.".

4. Renumber original sections 2 and 3 as sections 11 and 12 respectively.

5. In renumbered section 11, line 1, strike "section 19-301" and insert "sections 19-301, 19-302, 19-304, 19-306, 19-307, 19-310, 19-311, and 19-312"; and in line 2, strike "is" and insert "and sections 19-303 and 19-305, Revised Statutes Supplement, 1959, are".

6. In the title, strike lines 2 to 5 and insert: "FOR AN ACT to amend sections 19-301, 19-302, 19-304, 19-306, 19-307, 19-310, 19-311, and 19-312, Reissue Revised Statutes of Nebraska, 1943, and sections 19-303 and 19-305, Revised Statutes Supplement, 1959, relating to cities and villages of particular classes; to make provisions for establishment of a plumbing board and licensing of plumbers optional in cities of the first or second class or villages;"; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 419. Placed on Select File as amended.

E and R amendments to LB 419:

1. In section 3, line 9, insert a comma after "improvement"; and in line 16, strike the quotation marks.

2. In section 4, strike from "nor" in line 9 through "act" in line 12.

LEGISLATIVE BILL 622. Placed on Select File as amended.

E and R amendments to LB 622:

1. In new section 1, line 1, strike "Sec." and insert "Section".

2. In new section 2, line 5, strike "provided, however," and insert *"Provided,"*.

3. In new section 3, line 1, insert "of this act" after "2".

4. In the title, line 4, insert "to provide for action when written shipping instructions are not given by the consignee;" after the semicolon.

LEGISLATIVE BILL 190. Correctly engrossed.

LEGISLATIVE BILL 709. Correctly engrossed.

LEGISLATIVE BILL 657. Correctly engrossed.

LEGISLATIVE BILL 466. Correctly engrossed.

LEGISLATIVE BILL 688. Correctly engrossed.

LEGISLATIVE BILL 550. Correctly enrolled.

LEGISLATIVE BILL 619. Correctly enrolled.

LEGISLATIVE BILL 455. Correctly enrolled.

LEGISLATIVE BILL 376. Correctly enrolled.

LEGISLATIVE BILL 499. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 550 LB 619 LB 455 LB 376 LB 499

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 363. With emergency.

A BILL FOR AN ACT to amend section 37-213, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 26, Seventy-second Session, Nebraska State Legislature, 1961, relating to game and fish; to provide for the licensing of commercial put and take fisheries as prescribed; to provide that no fishing permit shall be required for fishing in any such fishery; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 403. With emergency.

A BILL FOR AN ACT to amend section 16-601, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to extend powers of cities of the first class in acquiring private property for sanitary sewers and storm water sewers; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz

Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Munnelly
Romans

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 684.

A BILL FOR AN ACT to amend section 79-601.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that if at an annual or special meeting of a Class I school district having a school census of more than one hundred fifty persons at which fifty-five per cent of the persons in attendance and voting, approve a six-member board, then such district shall continue to have a six-member board until fifty-five per cent of the persons in attendance and voting at an annual or special meeting vote to change to a three-member board; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 685. With emergency.

A BILL FOR AN ACT relating to school lands; to authorize the Board of Educational Lands and Funds to establish and maintain a branch office in the state; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Moulton
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 687. With emergency.

A BILL FOR AN ACT to amend section 23-811, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide that pool halls and bowling alleys outside the limits of any incorporated city or village shall be required to close as determined by resolution of the county board; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester

Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Rasmussen introduced Mrs. F. J. Seechan, Leader, and thirty-three members and guests of the Golden Rod Extension Club of Dodge County.

Member Excused

Mr. McCosh was excused for Friday morning, May 26.

SELECT FILE

LEGISLATIVE BILL 169. The pending Vosoba specific amendment, found in the Legislative Journal for the Ninety-eighth Day, was adopted with 34 ayes, 0 nays, and 9 not voting.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 677. Advanced to E and R for engrossment.

LEGISLATIVE BILL 690. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 378. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 701. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 634. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 697. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 565. Advanced to E and R for engrossment.

LEGISLATIVE BILL 593. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 670. Indefinitely postponed.

(Signed) Jack Romans, Chairman

Members Excused

The members of the Government and Military Affairs Committee were excused from 3:00 p.m., this afternoon, and for Friday morning, May 26.

SUSPEND RULES—Final Reading

Mr. President: I move that the rules be suspended and that tomorrow's bills on Final Reading be considered at this time. (Signed) George Syas

The motion prevailed with 34 ayes, 0 nays, and 9 not voting.

Visitors

Mr. Thompson introduced Mr. Morris Ems of Arapahoe.

Mrs. Orme introduced Frances Chase and Mr. Thompson, Teachers, and forty students of the Helen Hyatt Elementary School, Union College, Lincoln, and four parents.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 692.

A BILL FOR AN ACT to amend section 21-1303, Reissue Revised Statutes of Nebraska, 1943, relating to cooperative corporations; to provide that each individual holder of common stock may be limited to one vote per person, regardless of the number of shares of stock which he may own at any stockholders' meeting; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 473.

A BILL FOR AN ACT to amend section 32-451, Reissue Revised Statutes of Nebraska, 1943, as amended by section 11, Legislative Bill 23, Seventy-second Session, Nebraska State Legislature, 1961, relating to elections; to revise the instructions to voters; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 472. With emergency.

A BILL FOR AN ACT to amend section 32-819, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to reduce the time when election supplies for absent and disabled voters shall be ready for delivery for prescribed elections; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson

Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 585.

A BILL FOR AN ACT relating to economic poisons and devices; to define terms; to make certain acts unlawful; to require registration as prescribed; to provide for rules and regulations; to provide for enforcement; to provide penalties; to authorize cooperative agreements, as prescribed; to provide severability; and to provide an operative date.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 392.

A BILL FOR AN ACT to amend section 30-108, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide the time, manner, and procedure for making election to take under will or under statute of descent and distribution upon behalf of a surviving spouse; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
McCosh
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—LB 622

Mr. Skarda requested unanimous consent to have LB 622 held on Select File until Wednesday, May 31. No objections. So ordered.

Visitor

Mr. Knight introduced his son, Mr. Charles Knight, of Lincoln.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 702. Placed on General File.

(Signed) Edwin T. McHugh, Vice Chairman

UNANIMOUS CONSENT—Re-refer LB 718

Mr. Bowen requested unanimous consent to have LB 718 rereferred to the Committee on Judiciary. No objections. So ordered.

Mr. Vosoba Presiding

UNANIMOUS CONSENT—LB 433

Mr. Russillo requested unanimous consent to have LB 433 considered on General File on Tuesday, June 6, 1961. No objections. So ordered.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Agriculture be permitted to introduce a bill relating to guns; to provide for registering guns or other devices adapted or used for projecting darts or other missiles containing tranquilizers which will produce unconsciousness to live animals. It is believed by the Secretary of State, Frank Marsh, also Secretary of the Brand Committee, that this bill is an emergency. (Signed) Frank Nelson, Vice Chairman

Permission to introduce the bill granted with 34 ayes, 2 nays, and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 725. By Committee on Agriculture, Frank Nelson, 28th District, Vice Chairman.

A BILL FOR AN ACT relating to guns; to provide for registering guns or other devices adapted or used for projecting darts or other missiles containing tranquilizers or other chemicals or other compounds which will produce unconsciousness or temporary disability in live animals; to provide penalties; and to declare an emergency.

SUSPEND RULES—Refer LB 725

Mr. President: I move that the rules be suspended and that LB 725 be referred to the Committee on Agriculture. (Signed) Frank Nelson

The motion prevailed with 34 ayes, 0 nays, and 9 not voting.

Visitor

Mr. Gerhart introduced Mr. J. J. DeLay, President of the DeLay First National Bank of Norfolk, and member of the Board of Educational Lands and Funds.

MOTION—LB 598

Mr. Romans renewed his pending motion found in the Legislative Journal for the Eighty-fifth Day, to place LB 598 on General File.

Mr. Romans requested a record vote.

Mr. Romans requested a Call of the House.

A Call of the House was ordered.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed with 35 ayes, 0 nays, and 8 not voting.

Voting in the affirmative, 15:

Burbach
Fleming
Klaver
McCosh
McHugh
Moulton
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Syas
Vosoba
Wylie

Voting in the negative, 22:

Adams
Bowen
Brandt
Bridenbaugh
Craft
Diers
Erlewine
Forrester
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager
Marvel
Nelson
Orme
Ruhnke
Staubitz
Stromer
Stryker
Thompson
Waldo

Not voting, 6:

Adamson
Claussen
Gerdes
Jensen
Munnelly
Webb

The Romans motion to place LB 598 on General File lost.

Visitors

Mr. Russillo introduced Mrs. Nomland, Mrs. Tangeman, Mr. Herman Arent, Teachers, and nineteen pupils of the Eighth Grade Class, Brownell Hall, Omaha.

MOTION—LB 497

Mr. Stryker renewed his pending motion found in the Legislative Journal for the Eighty-third Day, to place LB 497 on General File.

President Burney Presiding

Mr. Stryker requested a record vote.

Mr. Stryker requested a Call of the House.

A Call of the House was ordered and showed 39 members present.

Mr. Klaver moved that the Call be raised. The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

Voting in the affirmative, 21:

Adams
Adamson
Bowen
Burbach
Claussen
Fleming
Gerdes
Klaver
Knight
Lautenschlager
Marvel
Moulton
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stryker
Syas
Vosoba
Waldo

Voting in the negative, 18:

Brandt
Bridenbaugh
Craft
Diers
Erlewine
Forrester
Gerhart
Hasebroock
Kjar
McCosh
McHugh
Nelson
Orme
Stalder
Stromer
Thompson
Webb
Wylie

Not voting, 4:

Jensen
Munnelly
Skarda
Staubitz

The Stryker motion lost.

Mr. Skarda moved to reconsider the action on the Stryker motion.

Mr. Stryker requested a Call of the House.

A call of the House was ordered and showed 36 members present.

Mr. Stryker moved that the Call be raised. The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

The Skarda motion prevailed with 22 ayes, 14 nays, and 7 not voting.

The Stryker motion prevailed with 23 ayes, 15 nays, and 5 not voting, and LB 497 was placed on General File.

UNANIMOUS CONSENT—Executive Session

Mr. Romans requested unanimous consent to hold an executive session of the Labor and Public Welfare Committee immediately after adjournment, today, in the Supreme Court Hearing Room. No objections. So ordered.

Visitors

Mr. Hasebroock introduced Mr. Harold A. Scheneke, Principal, and twenty-four students of St. Paul's Lutheran School, West Point, and three mothers.

UNANIMOUS CONSENT—LB 635

Mr. Knight requested unanimous consent for permission to consider LB 635 immediately following LB 217 on General File, Wednesday, May 31. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 718	Thursday, June 1, 1961	2:00 p.m.

Agriculture

LB 725	Wednesday, May 31, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 373. Placed on General File as amended.

Standing Committee amendments to LB 373:

1. Amend the bill by striking Sections 2 to 10 and inserting in lieu thereof the following:

"Sec. 2. In counties of Class I, the members of the county board or board of supervisors shall each receive an annual salary of $1,800.00, to be paid monthly out of the county general fund.

Sec. 3. In counties of Class 2, the members of the county board shall each receive an annual salary of $2,000.00, and the members of the board of supervisors shall each receive an annual salary of $1,100.00, to be paid out of the county general fund.

Sec. 4. In counties of Class 3, the members of the county board shall each receive an annual salary of $2,400.00, and members of the board of supervisors shall each receive an annual salary of $1,800.00, to be paid monthly out of the county general fund.

Sec. 5. In counties of Class 4, the members of the county board shall each receive an annual salary of $2,400.00, and members of the board of supervisors shall each receive an annual salary of $1,800.00, to be paid monthly out of the general fund of the county.

Sec. 6. In counties of Class 5, the members of the county board shall each receive an annual salary of $3,100.00, and the members of the Board of supervisors shall each receive an annual salary of $2,200.00, to be paid monthly out of the county general fund.

Sec. 7. In counties of Class 6 and 7, the members of the county board shall each receive an annual salary of $6,000.00, to be paid monthly out of the county general fund.

Sec. 8. Sections 2 to 7 of this act shall be so interpreted as to effectuate their general purpose, to provide, in the public interest, adequate compensation as therein provided for members of the county board and members of the board of supervisors, and to give effect to such salaries as soon as the same become operative under the constitution of Nebraska.

2. Amend the bill by renumbering original Section 11 as Section 9.

(Signed) J. W. Burbach, Chairman

UNANIMOUS CONSENT—Executive Session

Mr. Marvel requested unanimous consent to hold an executive session of the Budget Committee at 2:00 p.m., today, May 25. No objections. So ordered.

Member Excused

Mr. Fleming was excused until Monday, June 5.

MOTION—Adjournment

Mr. President: I move that we adjourn until 2:00 p.m., Wednesday, May 31, 1961. (Signed) J. W. Burbach

Mr. Moulton moved that the Burbach motion be amended to include "and that the Legislative employees be excused, wherever possible, Friday, May 26, and Monday, May 29". The motion prevailed.

The Burbach motion prevailed as amended with 21 ayes, 15 nays, and 7 not voting, and at 12:08 p.m., the Legislature adjourned until Wednesday, May 31, 1961, at 2:00 p.m.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDREDTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 31, 1961

Pursuant to adjournment, the Legislature met at 2:00 p.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Fleming and Gerdes who were excused.

Corrections for the Journal

Page 1519, line 13, insert the word "an" after the word "at".

Page 1530, line 27, delete "$1,000.00" and insert "$1,100.00".

The Journal for the Ninety-ninth Day was approved as corrected.

MESSAGE FROM THE GOVERNOR

May 31, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on May 24, 1961, he approved LB 322, and on May 26, 1961, he approved LB 246, LB 432, LB 391, LB 440, LB 632, LB 33, LB 390, LB 424, and LB 408.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

Presented to the Governor

Presented to the Governor for approval on May 25, 1961, at 3:30 p.m.: LB 619 LB 550 LB 499 LB 455 LB 376

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 460. Placed on General File as amended.

Standing Committee amendment to LB 460:

1. Amend section 1 of the bill, line 13 by inserting "or has received care at public expense as a patient in a care home or nursing home licensed as such by the state Board of Health" following the word "institution,".

LEGISLATIVE BILL 429. Indefinitely postponed.

LEGISLATIVE BILL 625. Placed on General File as amended.

Standing Committee amendment to LB 625:

1. Amend Section 1 of the bill, lines 12 through 23 by striking the new matter and reinserting the stricken matter.

LEGISLATIVE BILL 676. Placed on General File as amended.

Standing Committee amendment to LB 676:

1. Amend the bill by striking sections 1 to 8 and inserting the following:

"Section 1. *Any city, village, or county, the mayor, or chairman of the board of trustees, or the chairman of the board of county commissioners or county supervisors, or any officer charged with law enforcement responsibilities in any city, village, or county in which a person, firm or corporation sells or distributes, or is about to sell or distribute, or has in his or its possession with intent to sell or distribute, or is about to acquire possession with intent to sell or distribute, any book, magazine, pamphlet, comic book, story paper, writing, paper, picture, drawing, photograph, figure, image, or any written or printed matter which is obscene, lewd, indecent, or lascivious, or which contains an article or instrument of obscene, lewd, indecent, or lascivious use, or purports to be for such use or purpose, or which is prohibited by any provision of the criminal law dealing with obscene, lewd, indecent, or lascivious matter, may maintain an action in the district court* *against such person, firm, or corporation for a declaratory judgment under the Uniform Declaratory Judgments Act for the purpose of obtaining a judicial determination as to whether or not said matter, or article, or instrument is obscene, lewd, indecent, or lascivious. The plaintiff, at any time after the commencement of such action, may, if he deems it necessary in order to prevent the continued illegal use of said matter, article, or instrument, request an injunction against such person, firm, or corporation to prevent the sale or further sale, or the distribution or further distribution, or the acquisition, or possession of such book, magazine, pamphlet, comic book, story paper, writing, paper, picture, drawing, photograph, figure, or image, or such written or printed matter of an indecent character.*

Sec. 2. *No temporary restraining order or injunction shall issue in advance of final adjudication by the trial court in actions brought under section 1 or 6 of this act where the question of whether said matter, article, or instrument is obscene, lewd, indecent, or lascivious is in issue. If an injunction is requested, any party to the action shall be entitled to a trial of the issues within three judicial days after joinder of issue, and a decision shall be rendered by the court within two judicial days of the conclusion of the trial.*

Sec. 3. *In the event that a final order or judgment of injunction be entered against the person, firm, or corporation sought to be enjoined, such final order or judgment shall contain either a provision directing the person, firm, or corporation to surrender to the sheriff of the county in which the action was brought the matter which had been adjudicated to be obscene, lewd, indecent, or lascivious for seizure and destruction of the same, or such final order or judgment shall contain a provision directing such person, firm, or corporation to remove said matter from the state under such supervision as the court may direct. The court shall require satisfactory proof of compliance with such order.*

Sec. 4. That section 28-925, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-925. All magistrates in this state are authorized, on due complaint supported by oath or affirmation of one or more persons, to issue a warrant directed to the sheriff of the county within which such complaint shall be made, or to any constable or police officer within such county, directing him or them, or any of them, to search for, seize, and take possession of *such specimens of* such books, papers, pictures, circulars, articles, and things named in sections 28-921 and 28-924 *as shall be necessary for evidence; except that, where specimens are not available, or for other good cause shown, the person in possession of said matter may apply to* *the magistrate or the court in which a criminal action is pending against such person for permission to retain or regain possession of such matter, as the case may be, which permission may be granted by the court in its discretion, and the court may require such person to furnish adequate bond conditioned upon the production of such matter as evidence in the criminal proceedings against such person relating to such matter.* ~~and~~ Such ~~magistrate~~ *constable or police officer* shall deliver personally or shall transmit, enclosed and under seal, *such* specimens ~~thereof~~ to the county attorney of his county, ~~and shall deposit within the county jail of his county or such other secure place as to him shall seem meet, enclosed and under seal, the remainder thereof,~~ and shall, upon the conviction of the person or persons offending under the provisions of sections 28-921 to 28-926 *and upon order of the court in which the conviction is obtained, search for, seize, and take possession of the remainder of such books, papers, pictures, circulars, articles, and things with respect to which such person or persons were convicted, and shall,* forthwith, in the presence of the person or persons upon whose complaint such seizure or arrest was made, if he or they shall elect to be present, destroy or cause to be destroyed the remainder thereof so seized, and shall cause to be entered upon the record of his court the fact of such destruction.

Sec. 5. *Every person, firm, or corporation who sells, distributes, or acquires possession with intent to sell or distribute any of the matter described in section 1 of this act, after the service upon him of summons in such action, shall be chargeable with knowledge of the contents thereof, in any subsequent prosecution.*

Sec. 6. *Any person, firm, or corporation which sells or distributes, or is about to sell or distribute, or has in his or its possession with intent to sell or distribute, or is about to acquire posession with intent to sell or distribute, any of the items which may be within the terms and provisions of section 1 of this act or any of the items which may be prohibited by the criminal laws of this state dealing with obscenity shall, if such person, firm, or corporation has genuine doubt as to the question of whether such items are in fact within the terms and provisions of said section 1 of this act or of the criminal provisions of this state relating to obscenity, have the right to bring an action in the district court for declaratory judgment under the Uniform Declaratory Judgments Act against the city, village, or county, or the mayor, or chairman of the board of trustees, or the chairman of the board of county commissioners or board of supervisors of the city, village, or county in which the said items are located or are intended to be sold, distributed, or exhibited, for a determination of the legality of said items. Any such action may be consolidated with a pending action brought under section 1 of this act, and* *the defendant in any action brought under this section 6 of this act may seek a declaratory judgment or request an injunction therein in accordance with section 1 of this act.*

Sec. 7. *In any action brought under section 1 or 6 of this act a person, firm, or corporation which is a party thereto shall have the right to trial by jury of the issue of obscenity, and in any action for injunction under section 1 or 6 of this act a person, firm, or corporation which is a party thereto shall have the right to an advisory jury to aid the court in determining the issue of obscenity.*

Sec. 8. *In civil actions brought under section 1 or 6 of this act and in criminal proceedings brought under any provisions of the criminal law dealing with obscene, lewd, indecent, or lascivious items or conduct, the standard for judging obscenity to be applied as a guide by finders of fact in considering the evidence is whether to the average person the dominant theme of said material or conduct which is at issue in such civil action or criminal proceedings, taken as a whole, appeals to the prurient interest, which is to excite lustful thoughts, or a shameful or morbid interest in nudity, sex, or excretion which goes substantially beyond the customary limits of candor.*

Sec. 9. That section 28-921, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-921. Whoever *knowingly* sells or offers for sale, or gives ~~away~~ *to another, or otherwise circulates or publishes or causes to be circulated or published,* or has in his possession with intent to sell, loan, or give ~~away~~ *to another, or to otherwise circulate or publish or cause to be circulated or published,* any obscene, lewd, indecent, or lascivious book, pamphlet, paper, *movie films,* drawing, lithograph, engraving, picture, photograph, model, cast, or any instrument or article of *obscene, lewd,* indecent or *lascivious* ~~immoral~~ use, or advertises the same for sale, or writes or prints any letter, circular, handbill, card, book, pamphlet, advertisement, or notice of any kind, giving information, directly or indirectly, when, where, how, or by what means any of the articles or things hereinbefore mentioned can be purchased or otherwise obtained or made, shall, upon conviction thereof, be punished by a fine of not more than one thousand dollars nor less than fifty dollars, or by imprisonment in the county jail not more than one year, or both. *Upon such conviction the court may enjoin the defendant from further sale, gift, circulation, or publication of the matter with respect to which the conviction is obtained, if the prosecuting officer requests such injunction and if the court finds it necessary to prevent repeated or additional sale, gift, circulation, or publication of such matter by the defendant.*

Sec. 10. *Whoever sells or offers for sale, or gives to another, or otherwise circulates or publishes, or causes to be circulated or published, or has in his possession with intent to sell, loan, or give to another, or to otherwise circulate or publish, or cause to be circulated or published, any of the matters described in section 28-921, after service of process upon him or after arrest in a prosecution against him under said section 28-921, shall be chargeable with knowledge of the contents of the matters specifically involved in such prosecution, in any subsequent prosecution.*

Sec. 11. *Whoever procures, counsels, or assists any person to expose himself as provided in section 28-920, or to take part in any model artist exhibition, or to make any other exhibition of himself to public view, or the view of any number of persons, which is adopted to excite to vicious or lewd thoughts or acts; or, whoever knowingly produces, prepares, manufactures, sells, distributes, keeps for sale, exhibits, buys, rents, operates, uses, keeps, or maintains recordings, transcriptions, or mechanical, chemical, or electrical reproductions, or any other articles, equipment, machines, or materials, used or intended to be used in producing or reproducing any lewd or obscene song, ballad, or other words, whether spoken or sung, shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not more than five hundred dollars nor less than fifty dollars, or be imprisoned not more than six months in the county jail, or both; and any such recordings, transcriptions, reproductions, articles, equipment, machines, or materials may be seized and disposed of in accordance with section 28-925.*

Sec. 12. That section 28-926, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-926. Nothing *in this act or* in sections 28-920 to 28-925, shall be construed to affect teaching in regularly ~~chartered~~ *established and recognized educational institutions* ~~medical colleges~~, or the publication or use of standard ~~medical books~~ *text books of any such institution*, or the practice of ~~regular~~ licensed practitioners of medicine, or ~~druggists~~ *of pharmacy or teachers* in their regular business *or profession*, or the possession by *established schools teaching art, or by public art galleries, or* artists of models in the necessary line of their art, *nor shall such statutes be construed to prevent the relevant references to, or accounts or portrayal of, nudity, sex, or excretion in religion, art, literature, history, science, medicine, public health, law, the judicial process, law enforcement, education, public libraries, news reports by established news media of general circulation, where such matter does not treat such subjects in a manner appealing to a prurient interest, which is to excite lustful thoughts, or a shameful or morbid interest in nudity,* *sex, or excretion which goes substantially beyond the customary limits of candor.*

Sec. 13. *In any proceedings, civil or criminal, where there is an issue as to whether or not the matter is obscene, lewd, indecent, or lascivious, either party shall have the right to introduce, in addition to all other relevant evidence, the testimony of expert witnesses on such issue.*

Sec. 14. *If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.*

Sec. 15. That original sections 28-921, 28-924, 28-925, and 28-926, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

(Signed) Jack Romans, Chairman

Enrollment and Review

LEGISLATIVE BILL 435. Replaced on Select File as amended.

E and R amendments to LB 435:

1. In the title, line 2, strike "section".

2. In the Brandt General File amendment 2, adopted May 16, 1961, strike "19" and insert "20" in line 3.

LEGISLATIVE BILL 518. Replaced on Select File as amended.

E and R amendments to LB 518:

1. In section 13, line 1, strike "employee" and insert "deputy sheriff".

2. In section 13, strike line 10 as amended and insert "pended, or reduced in either rank or grade or both rank and grade may, within ten"; and in line 14, insert a comma after "appeal".

LEGISLATIVE BILL 388. Placed on Select File as amended.

E and R amendment to LB 388:

1. In section 1, line 3, strike the quotation marks and show the same as stricken; and in lines 5 and 10, strike the quotation marks.

LEGISLATIVE BILL 393. Placed on Select File as amended.

E and R amendment to LB 393:

1. In section 1, line 5, reinstate the stricken matter and strike "*Superintendent*"; and in line 20, strike "; *Provided,* that an" and insert ". ~~; *Provided,* that an~~ *An*".

LEGISLATIVE BILL 412. Placed on Select File as amended.

E and R amendments to LB 412:

1. In Standing Committee Amendment 1, line 3, strike "provided," and insert "*Provided,*"; and in line 9, strike "any" as in the statutes.

2. In the title, line 8, strike "eliminate" and insert "change".

LEGISLATIVE BILL 524. Placed on Select File as amended.

E and R amendments to LB 524:

1. In section 1, line 77, strike the comma.

2. For correlation purposes, after the second comma in line 2 of sections 1 and 2, and after the second comma in line 3 of the title, insert "as amended by section 3, Legislative Bill 40, Seventy-second Session, Nebraska State Legislature, 1961,"; and in section 1, lines 11 and 12, strike "referred to in subsection (3) of this section,"; and in lines 88 and 89, strike ", as referred to in subsection (1) of this section".

3. In the title, strike the comma at the end of line 2; and in lines 10 and 11, strike "in a form prescribed by the Department of Motor Vehicles" and insert "on the invoice of sale".

LEGISLATIVE BILL 595. Placed on Select File as amended.

E and R amendment to LB 595:

1. In section 1, line 37, strike "*vehicle is*" and insert "*vehicles are*".

LEGISLATIVE BILL 653. Correctly engrossed.

LEGISLATIVE BILL 679. Correctly engrossed.

LEGISLATIVE BILL 680. Correctly engrossed.

LEGISLATIVE BILL 682. Correctly engrossed.

LEGISLATIVE BILL 521. Correctly engrossed.

LEGISLATIVE BILL 468. Correctly re-engrossed.

LEGISLATIVE BILL 667. Correctly engrossed.

LEGISLATIVE BILL 363. Correctly enrolled.

LEGISLATIVE BILL 403. Correctly enrolled.

LEGISLATIVE BILL 684. Correctly enrolled.

LEGISLATIVE BILL 685. Correctly enrolled.

LEGISLATIVE BILL 687. Correctly enrolled.

LEGISLATIVE BILL 692. Correctly enrolled.

LEGISLATIVE BILL 473. Correctly enrolled.

LEGISLATIVE BILL 472. Correctly enrolled.

LEGISLATIVE BILL 585. Correctly enrolled.

LEGISLATIVE BILL 392. Correctly enrolled.

(Signed) William B. Brandt, Chairman

UNANIMOUS CONSENT—Hearing Room

Mr. McHugh requested unanimous consent for permission for the Labor and Public Welfare Committee to use the Supreme Court Hearing Room for their hearing this afternoon, May 31. No objections. So ordered.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 363 LB 403 LB 684 LB 685 LB 687 LB 692 LB 473 LB 472 LB 585 LB 392

MOTION—Withdraw LB 516

Mr. President: I move that the Budget Committee be permitted to withdraw LB 516. (Signed) Richard D. Marvel, Chairman

Motion pending. Laid over.

Members Excused

The members of the Agriculture Committee and the Labor and Public Welfare Committee were excused at 2:15 p.m., for committee hearings.

Visitors

Mr. Diers introduced Mrs. Harry Diers and daughter, Pamela, of North Platte.

Adjournment

At 2:20 p.m., on a motion by Mr. Klaver, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, June 1, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Fleming who was excused.

The Journal for the One Hundredth Day was approved.

Communications

Letter from Wade O. Martin, Jr., Secretary of State of the State of Louisiana, transmitting a communication from Governor Jimmie H. Davis and State Superintendent of Education Shelby M. Jackson, and a copy of House Concurrent Resolution No. 54, designed to institute a method of instruction for the youth of Louisiana in the dogmas and tenets of Americanism and to develop intelligent and aggressive opposition to Communism and deep loyalty to our American political and economic system.

Letter from Herman and Mary Mestl, Schuyler, favoring LB 723.

Letters acknowledging receipt of LR 30 from Representative Glenn Cunningham, Senator Carl T. Curtis, and Representative Ralph Beermann.

Notice from Edward F. Carter, President, Cornhusker Boys' State, that the Cornhusker Boys' State program will be carried on at the Kellogg Building, College of Agriculture campus, from June 17th to June 23rd.

Letter from Charles F. Carpentier, Secretary of State of the State of Illinois, transmitting a copy of House Joint Resolution No. 48, supporting S. 587 introduced by Senator George Aiken in the United States Congress, regarding permitting deductions of expenses of members of legislatures who have no other occupation by reason of retirement, or otherwise, relative to the payment of income taxes.

UNANIMOUS CONSENT—Committee Meeting

Mr. Ruhnke requested unanimous consent for permission for the Public Works Committee, and other members interested in public power, to meet at 1:15 p.m., today, June 1, in the West Lounge. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on May 31, 1961, at 4:45 p.m.: LB 692 LB 687 LB 685 LB 684 LB 585 LB 473 LB 472 LB 403 LB 392 LB 363

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 719. Placed on General File.

LEGISLATIVE BILL 571. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 706. Placed on Select File as amended.

E and R amendments to LB 706:

1. In section 1, line 1, strike the first "the"; in line 19, strike "provided, that they do" and insert "but such stains must"; in line 47, strike "it"; strike line 57 and insert "shell in excess of an area one-fourth inch square missing"; and in line 73, insert a comma after "good".

2. In section 2, line 6, insert "The air cell of an" after "(2)".

3. In section 3, line 1, strike the first "the"; in line 29, strike ". (Not" and insert ", not"; and in line 30, strike ")".

4. In section 4, line 1, strike the first "the"; in line 1, strike the period and insert a colon; and in line 10, strike the comma and insert "or".

5. In section 5, line 1, strike the first "the"; in line 8, strike "(" and insert "also known as"; in line 8, strike ")"; and strike the comma at the end of line 10.

6. In section 8, line 5, strike "chicken".

7. In section 10, line 2, strike "chicken".

8. In section 12, line 1, insert "(1)" before "The"; in line 3, insert "of the Department" after "Director"; in line 9, strike "(1)" and insert "(2)"; and in line 16, strike "(2)" and insert "(3)".

9. In section 13, line 4, strike "for" and insert "or"; and in line 5, strike "hereunder" and insert "under the provisions of this section".

10. In section 14, strike the parenthesis in lines 7, 13 and 14, 16 and 17, 20 and 21, 24 and 25, 28 and 29, 33 and 34, and 39; in line 12, strike the semicolon and insert a colon; and insert "the Department of" at the end of line 42.

11. In section 17, line 3, insert "or" after the first comma.

12. In the title, line 12, strike "81-275,11" and insert "81-275.11".

LEGISLATIVE BILL 712. Placed on Select File as amended.

E and R amendments to LB 712:

1. In new section 2, line 3, strike "*; milk*" and insert "*: Milk*".

2. In new section 3, line 3, strike the quotation marks and show the same as stricken; and in line 3, strike "means" and insert "~~means~~ *shall mean*".

3. In the title, strike lines 2 to 5 and insert

"FOR AN ACT to amend sections 81-218.01, 81-218.10, and 81-223, Reissue Revised Statutes of Nebraska, 1943, relating to frozen desserts; to redefine terms; to define frozen diet food; to prohibit the sale of frozen diet foods, except as prescribed; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 711. Placed on Select File.

LEGISLATIVE BILL 580. Placed on Select File as amended.

E and R amendment to LB 580:

1. In the title, line 5, insert "made by a person who is not a licensee" after "loan".

LEGISLATIVE BILL 666. Placed on Select File as amended.

E and R amendments to LB 666:

1. In new section 1, line 5, strike the quotation marks and show the same as stricken; in lines 9, 20, and 22, strike "Article"

and insert "~~Article~~ *article*"; and in line 24, insert "~~five hundred~~" after the third "of".

2. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT to amend section 8-417, Reissue Revised Statutes of Nebraska, 1943, relating to industrial loan and investment companies; to increase the fee for renewal authorization for prescribed companies; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 489. Placed on Select File as amended.

E and R amendments to LB 489:

1. In section 1, line 10, strike "*dealers*" and insert "*dealer*".

2. In the title, line 5, insert ", as prescribed" after "dealers".

LEGISLATIVE BILL 656. Placed on Select File as amended.

E and R amendments to LB 656:

1. In section 1, line 31, strike "*combination*" and insert "*combinations*"; and in line 35, strike the first period.

2. In General File Amendment 1, line 3, insert "after 'village' " before the period.

3. In the Ruhnke General File Amendment 2, line 2, insert "beginning with '~~commer-~~' " after "matter".

4. On section 2, line 20, reinstate "truck-tractor" and strike "*truck-tractor*".

5. In the title, line 7, insert "to increase the net load for classification as a commercial vehicle; to clarify provisions;" after the semicolon.

LEGISLATIVE BILL 175. Correctly engrossed.

LEGISLATIVE BILL 323. Correctly re-engrossed.

LEGISLATIVE BILL 624. Corectly engrossed.

LEGISLATIVE BILL 618. Correctly engrossed.

LEGISLATIVE BILL 485. Correctly engrossed.

LEGISLATIVE BILL 330. Correctly engrossed.

LEGISLATIVE BILL 331. Correctly engrossed.

(Signed) William B. Brandt, Chairman

UNANIMOUS CONSENT—Executive Session

Mr. Marvel requested unanimous consent to hold an executive session of the Budget Committee at 1:30 p.m., today, June 1. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 31. Re: Legislative Council Study of the Road Improvement District Law.

Introduced by Elvin Adamson, 40th District; Michael P. Russillo, 9th District; and George C. Gerdes, 41st District.

WHEREAS, the road improvement district law was enacted many years ago, and

WHEREAS, conditions have changed since the road improvement district law was enacted, and

WHEREAS, the procedure for setting up a road improvement district is complex and expensive, and

WHEREAS, if the law was modernized many of the counties that wish to improve their highways would be able to create road improvement districts.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the road improvement district law and by so doing determine if a more modern and simplified procedure could be enacted which will enable more road improvement districts to be organized. That the committee report its findings with its recommendations to the next regular session of the Legislature.

Referred to the Legislative Council Executive Board.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Miscellaneous Appropriations and Claims be permitted to introduce a bill making appropriations for miscellaneous claims for which no appropriations have been made. (Signed) Peter H. Claussen, Chairman

Permission to introduce the bill granted with 39 ayes, 0 nays, and 4 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 726. By Committee on Miscellaneous Appropriations and Claims, Peter H. Claussen, 16th District, Chairman.

A BILL FOR AN ACT to make appropriations for the payment of claims filed against the State of Nebraska in the office of the Auditor of Public Accounts or the secretary of Sundry Claims Board, not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; and to declare an emergency.

SUSPEND RULES—LB 726

Mr. President: I move that the rules be suspended and that LB 726 be placed on General File. (Signed) Peter H. Claussen

The motion prevailed with 36 ayes, 0 nays, and 7 not voting, and LB 726 was placed on General File.

MOTION—Withdraw LB 516

Mr. Marvel renewed his pending motion found in the Legislative Journal for the One Hundredth Day, to withdraw LB 516.

The motion prevailed, and LB 516 was withdrawn.

MOTION—Independence Day Recess

Mr. President: I move that when we adjourn on Friday, June 30, we adjourn until 2:00 p.m., Wednesday, July 5. (Signed) Elvin Adamson

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 686.

A BILL FOR AN ACT relating to real estate; to define what interest in real estate may be mortgaged; to provide what debts may be secured by real estate mortgages; and to provide for priority of liens.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Marvel

Not voting, 2:

Claussen
Fleming

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 291.

A BILL FOR AN ACT to amend section 68-804, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to increase the amount of aid authorized to be paid to the disabled as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Fleming

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 695. With emergency.

A BILL FOR AN ACT to amend section 81-841, Reissue Revised Statutes of Nebraska, 1943, relating to the State Board of Examiners for Professional Engineers and Architects; to authorize the State Board of Examiners for Professional Engineers and Architects to use funds available for the purpose of renting suitable space in the state capital city for the board; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Fleming

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 407. With emergency.

A BILL FOR AN ACT to amend section 76-717, Reissue Revised Statutes of Nebraska, 1943, and sections 76-711 and 76-719.01, Revised Statutes Supplement, 1959, relating to eminent domain; to provide for the payment of interest to or by the condemnee; to provide that when notice of appeal from a condemnation award of the county court is filed the transcript shall relate only to the parcel or parcels of land as to which the particular condemnee takes the appeal; to provide for transcripts and the docketing of proceedings in the district court when both parties appeal; to provide that in all appeals the proceedings shall be docketed showing the condemnee as the plaintiff and the condemner as the defendant; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Fleming
Russillo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 669.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful to obtain possession of a motor vehicle with intent to defraud, as prescribed; to make it unlawful to defraud the owner of any motor vehicle by agreeing in writing to pay rental for use thereof or to return such vehicle to a particular place or at a particular time and failing to carry out the terms thereof; to make it unlawful to abandon a licensed motor vehicle; to provide for prima facie evidence of intent to defraud; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Adams

Not voting, 1:

Fleming

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Stryker introduced Mrs. Ed Doehling, Vice President of the Ulysses Neighbors Extension Club, and six members.

SELECT FILE

LEGISLATIVE BILL 622. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Mr. Skarda moved that LB 622 be indefinitely postponed.

The motion lost with 9 ayes, 29 nays, and 5 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 420. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 640. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 419. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Mr. Brandt offered the following amendments which were adopted by unanimous consent:

1. Add the emergency clause.
2. Amend the title to conform.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 435. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 518. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 388. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 393. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 412. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 524. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 595. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Kjar introduced his wife, his son, Albert W. Kjar and Mrs. Kjar, and his grandchildren, James, William, Kirsten and Mike.

UNANIMOUS CONSENT—Withdraw LB 595

Mr. Munnelly requested unanimous consent to withdraw LB 595.

Request pending. Laid over.

MOTION—LB 378

Mr. President: I move that LB 378 be recalled from the Committee on Enrollment and Review, and placed on Select File for the following specific amendments. (Signed) Fern Hubbard Orme

1. Amend the bill by inserting three new sections to be known as sections 1 to 3 and to read as follows:

"Section 1. That section 15-249, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

15-249. A primary city may provide for removing officers of the city for misconduct, except as herein otherwise provided. ~~whose offices are created and made elective by section 15-304.~~ It may provide for filling such vacancies as may occur in any elective office by appointment by the mayor, with the advice and consent of the council, to hold until next general election.

Sec. 2. That section 15-251, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

15-251. A primary city may require all officers or employees elected or appointed ~~in pursuance of sections 15-304 and 15-306~~ to give bond for the faithful performance of their duties. No officer shall become surety upon the official bond of another or upon any contractor's bond, license or appeal bond given to the city, or under any ordinance thereof. It shall be optional with such officers to give a surety or guaranty company bond.

Sec. 3. That section 18-512, Revised Statutes Supplement, 1959, be amended to read as follows:

18-512. For the purpose of creating a fund out of which anti-pollution of water measures may be financed, any city or village in this state is hereby authorized and empowered to make a special levy of not exceeding one mill on the dollar upon the assessed value of all the taxable property within any such municipality, except intangible property, the proceeds thereof to be used for such purpose. The levy authorized in this section shall be in addition to the maximum levies provided in sections 14-514, 15-804, 16-702, and 17-506.".

2. Renumber original section 1 as section 4.

3. Amend renumbered section 4, line 1, by striking "Section" and inserting "Sec."; and in line 1, by inserting "original sections 15-249 and 15-251, Reissue Revised Statutes of Nebraska, 1943, and section 18-512, Revised Statutes Supplement, 1959, and also"; and line 4 by inserting "15-721," after "15-602,".

Amendments pending.

The motion prevailed with 32 ayes, 0 nays, and 11 not voting, and LB 378 was returned to Select File.

SELECT FILE

LEGISLATIVE BILL 378. The Orme pending specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 561. Indefinitely postponed.

LEGISLATIVE BILL 544. Indefinitely postponed.

LEGISLATIVE BILL 530. Indefinitely postponed.

LEGISLATIVE BILL 560. Placed on General File.

(Signed) J. W. Burbach, Chairman

GENERAL FILE

LEGISLATIVE BILL 316. Read and considered.

Mr. Waldo offered the following amendments which were adopted:

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 33-150, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

33-150. The State Treasurer shall credit to the General Fund of the state fifteen per cent of all fees remitted to the state treasury by the state boards of examiners in medicine, osteopathy, chiropractic, dentistry, including fees from dental hygienists, optometry, pharmacy, embalming, including fees received from applicant or practicing funeral directors and undertakers as well as embalmers, chiropody, and veterinary medicine, the state board of cosmetologist examiners, the state board of barber examiners, the bureau of education and registration for nurses, the State Real Estate Commission, the stock brand registration fund of the Secretary of State, the state board of professional engineering and architectural examiners, the State Athletic Commissioner and any other state board, bureau, division, fund, or commission not mentioned above, if and when fifteen per cent of all their said fees remitted into the treasury be appropriated or reappropriated to the General Fund of the state by the Legislature for the uses and purposes of said General Fund during any biennium; *Provided,* nothing in this section shall be construed to apply to the fees inuring to the Nebraska Brand Inspection and Theft Prevention Fund *and funds of the State Racing Commission.*".

2. Amend the bill by renumbering original section 1 as section 2.

3. Amend the bill by striking original section 2 and inserting the following:

"Sec. 3. That original sections 33-150 and 81-127, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

Mr. Romans moved that LB 316 be indefinitely postponed.

Speaker Thompson Presiding

Mr. Syas requested a Call of the House.

A Call of the House was ordered and showed 37 members present.

Mr. Romans moved that the Call be raised. The motion prevailed with 26 ayes, 12 nays, and 5 not voting.

The Romans motion to indefinitely postpone LB 316 lost with 18 ayes, 19 nays, and 6 not voting.

Advanced to E and R for review with 22 ayes, 15 nays, and 6 not voting.

Visitors

Mr. Hasebroock introduced Mr. C. T. Young of Chicago, Illinois, and Mr. and Mrs. Fay Beaver of Engelwood, California.

Mr. Moulton introduced Mr. John McQuinn, Principal; Mrs. Murphy, Mrs. Bowers, and Mrs. Hoevet, Teachers; and one hundred-six students from Ashland Park School, Omaha.

LEGISLATIVE BILL 217. Read and considered.

Mr. Nelson Presiding

Mr. Bowen offered the following amendment which was adopted by unanimous consent:

1. Amend Standing Committee Amendment 1, line 6, by striking "by" and inserting "be".

Speaker Thompson Presiding

President Burney Presiding

Standing Committee amendments found in the Legislative Journal for the Eighty-seventh Day were adopted as amended.

Mr. Syas moved that LB 217 be indefinitely postponed.

Mr. Romans moved the previous question. The motion prevailed with 28 ayes, 10 nays, and 5 not voting.

The Syas motion lost with 17 ayes, 25 nays, and 1 not voting.

Mr. Ruhnke moved that LB 217 be advanced to E and R for review.

Motion pending.

Announcement

Mrs. Orme announced that the Director of the State Historical Society has issued an invitation to a special showing from 7:30 until 9:00 p.m., tonight, June 1, of rooms and displays relating to the Civil War, and that there would be another showing on Sunday, June 4.

Visitors

Mrs. Orme introduced Mrs. Raymond M. Lahr of Falls Church, Virginia, and Mrs. Max Meyer and Louis Meyer of Lincoln.

Mr. Stryker introduced Mrs. Clifford Vermeline, Leader, and twenty-seven Girl Scouts of Troop 238, Wahoo, and five adults.

UNANIMOUS CONSENTS—Executive Sessions

Mr. Vosoba requested unanimous consent to hold an executive session of the Judiciary Committee at 2:00 p.m., today, June 1. No objections. So ordered.

Mr. Burbach requested unanimous consent to hold an executive session of the Revenue Committee at 1:45 p.m., today, June 1, in the West Lounge. No objections. So ordered.

Recess

At 12:04 p.m., on a motion by Mr. Romans, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Burney presiding.

Ease

The Legislature was at ease from 2:01 to 3:00 p.m.

The roll was called and all members were present except Messrs. Adams, Brandt, Claussen, Erlewine, Fleming, Forrester, McHugh, Stalder, Vosoba and Wylie who were excused.

Visitor

Mr. Peck introduced Dr. E. E. Koebbee of Columbus.

MESSAGES FROM THE GOVERNOR

June 1, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on May 31, 1961 he approved LB 619, LB 550, LB 499, LB 376 and LB 455.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

June 1, 1961

Members of the Legislature
State House, Lincoln

Gentlemen and Mrs. Orme:

The purpose of this bill is to amend Legislative Bill 559 which was passed by the Legislature and approved by the Governor. After Legislative Bill 559 was approved it was discovered that the provisions thereof failed to provide for persons who were unaware that a person without an operator's license could drive the motor vehicle of another without the owner's knowledge or consent and the motor vehicle could be impounded in a garage for a period not to exceed thirty days at the expense of the owner. This, I am sure, was not the intent of the members of the Legislature. Provision is provided in this bill for the registered owner to recover his motor vehicle without cost upon satisfactory showing (1) that he had not given actual or implied consent to such operators, or (2) after having made a reasonable effort to determine the facts but had been misled in believing that such operator's license had not been suspended.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:s

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 727. By Marvin Lautenschlager of Legislative District 30, upon recommendation of the Governor.

A BILL FOR AN ACT to amend section 1, Legislative Bill 559, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicles; to provide for release of an impounded motor vehicle to the owner thereof as prescribed; and to repeal the original section.

MESSAGE FROM THE GOVERNOR

June 1, 1961

Members of the Legislature
State House

Gentlemen and Mrs. Orme:

The Department of Roads has the authority to acquire land necessary for highway purposes from private individuals and private companies including privately owned railroads and public utilities. Court decisions indicate that there is no right to take publicly owned land unless directly statutory authority exists.

This bill gives the direct statutory authority required and provides a method for such acquisition for highway purposes of publicly owned lands of counties, cities and other political subdivisions such as publicly owned utilities. Conflicts of interest between the Highway Department and the other political subdivisions would be resolved by the Governor. The fee to be paid would be decided by officials of the State rather than resorting to trial in the courts. This method is being utilized at the present time in the taking of educational lands.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:s

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 728. By Michael P. Russillo of Legislative District 9, upon recommendation of the Governor.

A BILL FOR AN ACT to amend section 39-1323, Reissue Revised Statutes of Nebraska, 1943, relating to state highways; to extend the right of the Department of Roads to acquire land of political subdivisions as prescribed; to repeal the original section; and to declare an emergency.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 606. Indefinitely postponed.

LEGISLATIVE BILL 599. Indefinitely postponed.

LEGISLATIVE BILL 444. Indefinitely postponed.

LEGISLATIVE BILL 494. Indefinitely postponed.

LEGISLATIVE BILL 613. Indefinitely postponed.

(Signed) Arnold Ruhnke, Chairman

Judiciary

LEGISLATIVE BILL 3. Placed on General File as amended.

Standing Committee amendments to LB 3:

1. Strike Section 2.

2. Renumber original Section 3 as "Section 2", renumber original Section 4 as "Section 3" and amend the title to conform.

LEGISLATIVE BILL 46. Placed on General File as amended.

Standing Committee amendments to LB 46:

1. Strike Section 3 of the bill.

2. Renumber Section 4 as Section 3, and renumber the subsequent sections accordingly.

3. Amend the title to conform.

(Signed) Joe T. Vosoba, Chairman

Revenue

LEGISLATIVE BILL 591. Indefinitely postponed.

LEGISLATIVE BILL 628. Indefinitely postponed.

LEGISLATIVE BILL 415. Indefinitely postponed.

LEGISLATIVE BILL 575. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Budget

LEGISLATIVE BILL 288. Placed on General File as amended.

Standing Committee amendment to LB 288:

1. Amend section 1 of the bill, lines 39, 40, and 42 by striking "16,308.00" and inserting "16,825.50", and line 41 by striking "21,312.00" and inserting "21,812.00".

(Signed) Richard D. Marvel, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 32. Re: Legislative Council Study of the Formula for Distribution of Gas Tax Funds.

Introduced by Michael P. Russillo, 9th District; Joe T. Vosoba, 23rd District; and Theodore H. McCosh, 42nd District.

WHEREAS, the present formula for distribution of state gas tax revenue between various governmental divisions was last amended four years ago, and

WHEREAS, several governmental divisions have actively and urgently sought a larger share of such gas tax revenues to meet their changing conditions, and

WHEREAS, the rate of highway construction has been increasing, partly due to availability of more federal funds, and highway needs of various governmental divisions have been changing, and

WHEREAS, since the adoption of the present formula for distribution of gas tax revenues, changes have occurred which require that the formula be reexamined to determine whether all present factors are being given consideration, and whether all factors considered are being given proper and adequate weight.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to make a study of the formula for distribution of gas tax funds and to report to the next regular session of the Legislature its findings with recommendations.

Mr. Russillo requested unanimous consent to add George A. Knight, 18th District, and Marvin Lautenschlager, 30th District, as co-introducers of LR 32. No objections. So ordered.

Referred to the Legislative Council Executive Board.

STANDING COMMITTEE REPORTS

Committee on Committees

June 1, 1961

Honorable Dwight W. Burney
Lieutenant Governor
State Capitol
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees desires to report favorably on the appointments listed below made by Governor Frank B. Morrison, and suggests that each appointment be voted upon by this Legislative Body and separately confirmed.

James R. Sandstedt—Director of Aeronautics, whose term will expire January 3, 1963, and

Jess Tepner—Member, Nebraska Motor Vehicle Dealers License Board for the period from May 18, 1961, to May 18, 1965.

Respectfully submitted,

(Signed) J. O. Peck
J. O. Peck, Chairman
Committee on Committees

JOP/jg

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted, and that each appointment be confirmed separately and by record vote. (Signed) J. O. Peck

The motion prevailed.

Vote on Mr. Sandstedt

Voting in the affirmative, 32:

Adamson
Bowen
Bridenbaugh
Burbach
Craft
Diers
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb

Voting in the negative, 0.

Not voting, 11:

Adams
Brandt
Claussen
Erlewine
Fleming
Forrester
McHugh
Moulton
Stalder
Vosoba
Wylie

Having received a majority of the votes of all members, the President declared the appointment of Mr. Sandstedt confirmed.

Vote on Mr. Tepner

Voting in the affirmative, 32:

Adamson
Bowen
Bridenbaugh
Burbach
Craft
Diers
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb

Voting in the negative, 0.

Not voting, 11:

Adams
Brandt
Claussen
Erlewine
Fleming
Forrester
McHugh
Romans
Stalder
Vosoba
Wylie

Having received a majority of the votes of all members, the President declared the appointment of Mr. Tepner confirmed.

SUSPEND RULES—LB 289

Mr. President: I move that the rules be suspended and that LB 289 be replaced by a substitute bill prepared by the Committee on Budget, and that the Clerk of the Legislature have the Substitute Bill printed. (Signed) Richard D. Marvel, Chairman

The motion prevailed with 29 ayes, 0 nays, and 14 not voting.

SUSPEND RULES—LB 728

Mr. President: I move that the rules be suspended and LB 728 be referred to the Committee on Public Works. (Signed) Michael P. Russillo

The motion prevailed with 30 ayes, 0 nays, and 13 not voting.

SUSPEND RULES—LB 727

Mr. President: I move that the rules be suspended and LB 727 be placed on General File. (Signed) Marvin Lautenschlager

The motion prevailed with 29 ayes, 0 nays, and 14 not voting.

MOTION—LB 571

Mr. President: I move that LB 571 be placed on General File. (Signed) Fern Hubbard Orme

Motion pending. Laid over at the request of Mrs. Orme.

GENERAL FILE

LEGISLATIVE BILL 217. Considered.

Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 635. Section 8 and the title read and considered.

Standing Committee amendments 3 and 4 found in the Legislative Journal for the Ninety-third Day were adopted.

Mr. Diers offered the following amendment which was adopted:

1. Add the emergency clause and amend the title to conform.

Mr. Stryker Presiding

Advanced to E and R for review with 21 ayes, 5 nays, and 17 not voting.

MOTION—Adjournment

Mr. President: I move that we adjourn. (Signed) William R. Skarda, Jr.

The motion lost.

Members Excused

Messrs. Diers and Russillo were excused at 4:12 p.m.

GENERAL FILE

LEGISLATIVE BILL 710. Read and considered.

Advanced to E and R for review with 22 ayes, 0 nays, and 21 not voting.

LEGISLATIVE BILL 547. Read and considered.

Mr. Klaver moved to indefinitely postpone LB 547.

Mr. Klaver requested unanimous consent to lay over LB 547.

Mr. Moulton objected.

The Klaver motion to indefinitely postpone lost with 2 ayes, 19 nays, and 22 not voting.

Advanced to E and R for review with 20 ayes, 2 nays, and 21 not voting.

LEGISLATIVE BILL 555. Reading waived. Considered.

Mr. Ruhnke offered the following amendment which was adopted by unanimous consent:

1. Amend Standing Committee Amendment 1, line 7, by striking the words *"be"* and *"to"*.

Standing Committee amendment found in the Legislative Journal for the Ninety-fifth Day was adopted as amended.

Advanced to E and R for review with 19 ayes, 0 nays, and 24 not voting.

Adjournment

At 4:43 p.m., on a motion by Mr. Skarda, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Friday, June 2, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Fleming who was excused, and Mr. Munnelly who was excused until 9:30 a.m.

Corrections for the Journal

Page 1542, line 21, correct the spelling of "economic".

Page 1543, line 22, delete "shall" and insert "shell".

Page 1553, line 26, show the second comma as stricken.

Page 1554, line 13, delete "~~15-304,~~" and insert "~~15-804,~~".

The Journal for the One Hundred-first Day was approved as corrected.

Communication

Petition from Mr. Douglas F. Lund of Omaha bearing six signatures favoring LB 578 and LB 721.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 374. Placed on Select File as amended.

E and R amendments to LB 374:

1. For correlation purposes, after the second comma in line 2 of section 7, insert "as amended by section 1, Legislative Bill 376, Seventy-second Session, Nebraska State Legislature, 1961,"; strike the stricken matter in lines 11 and 12, and insert "~~An~~ *Confinement in either institution may be pursuant to an* indeterminate sentence ~~may be~~ imposed as provided in section 29-2620.".

2. For correlation purposes, in section 11, lines 1 and 2, strike "and also sections 83-455 and" and insert "section"; and after the comma in line 4, insert "and section 83-455, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 376, Seventy-second Session, Nebraska State Legislature, 1961,".

3. For correlation purposes, in the title, lines 3 and 4, strike "and sections 83-455 and" and insert "section"; and after the comma in line 5, insert "and section 83-455, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 376, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 689. Placed on Select File as amended.

E and R amendment to LB 689:

1. For correlation purposes, in section 3, line 3, section 4, line 4, and in the title, line 5, strike "115" and insert "169"; in section 3, line 12, after the comma, insert "and the next one hundred ninety thousand dollars thereof transferred to the Military Department for the state's share of the cost of construction of a state Emergency Control Center, to be expended upon the approval of the Governor,"; in line 12, strike "amount has" and insert "amounts have"; and strike lines 25 to 28, and insert "the Governor, of which eight per cent shall be used for completion of murals for the State Capitol, and the remainder of which may be used for air conditioning of the State Capitol and for expenditure by the Governor".

LEGISLATIVE BILL 703. Placed on Select File as amended.

E and R amendments to LB 703:

1. In section 2, insert "voting" at the end of line 10.

2. In section 7, line 6, strike "herein defined" and insert "defined in this act"; and in line 14, strike "as herein expressed".

3. In section 9, line 4, insert a period after "Fund".

4. In the title, line 11, insert "and" after the semicolon; and strike lines 13 to 16, and insert "Fund and provide for management thereof.".

LEGISLATIVE BILL 471. Placed on Select File as amended.

E and R amendments to LB 471:

1. In Standing Committee Amendment 1, line 3, strike "*abstracts*" and insert "*abstract*".

2. In section 2, line 6, insert "and" after "action" as in the statutes.

3. In section 3, line 12, strike the comma and insert a semicolon as in the statutes.

4. Strike Standing Committee Amendment 4.

LEGISLATIVE BILL 650. Placed on Select File as amended.

E and R amendments to LB 650:

1. In section 1, line 1, strike the second "the"; and in line 2, strike "means" and insert "shall mean".

2. In section 2, line 1, strike "That such a" and insert "A"; and in line 9, strike "; said" and insert ". Such".

LEGISLATIVE BILL 708. Placed on Select File as amended.

E and R amendments to LB 708:

1. In section 1, strike beginning with "Commencing" in line 17 through "the" in line 26, showing the same as stricken, and also in line 26, insert "*The*" before "metropolitan"; and in line 37, strike "*however,*" and show the same as stricken.

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 7, strike "and" and insert "to eliminate absolute matter;" and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 500. Placed on Select File as amended.

E and R amendments to LB 500:

1. In section 1, line 24, insert "*and*" after "*areas*".

2. For correlation purposes, after the second comma in line 2 of section 1, insert "as amended by section 4, Legislative Bill 45, Seventy-second Session, Nebraska State Legislature, 1961,"; strike line 9 and insert "and tangible"; in line 10, insert a comma after "property"; in line 12, strike "property as"; and strike line 13 and insert "and tangible property, as".

3. In section 2, line 29, insert "*and*" after "*areas*".

4. In Standing Committee Amendment 1, line 2, insert "*on*" before "*January*"; in line 2, insert an underscored comma after "*1961*"; in line 6, insert an underscored comma after "*1961*"; in line 7, strike "*section*" and insert "*sections*"; in line 8, strike "*81-1,134*" and insert "*81-2,134*"; and in line 8, strike "*not*".

5. In section 3, line 17, strike "*state*".

6. In section 4, line 3, insert "*and*" after "*areas*".

7. Amend section 6 to read as follows:

"Sec. 6. That original section 77-1226.01, Revised Statutes Supplement, 1959, and section 77-1201, Revised Statutes Supplement, 1959, as amended by section 4, Legislative Bill 45, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.".

8. In the title, strike lines 2 and 3 and insert: "FOR AN ACT to amend section 77-1226.01, Revised Statutes Supplement, 1959, and section 77-1201, Revised Statutes Supplement, 1959, as amended by section 4, Legislative Bill 45, Seventy-second Session, Nebraska State Legislature, 1961, relating to revenue".

LEGISLATIVE BILL 476. Correctly engrossed.

LEGISLATIVE BILL 265. Correctly engrossed.

LEGISLATIVE BILL 262. Correctly engrossed.

LEGISLATIVE BILL 610. Correctly engrossed.

LEGISLATIVE BILL 542. Correctly engrossed.

LEGISLATIVE BILL 492. Correctly engrossed.

LEGISLATIVE BILL 487. Correctly engrossed.

LEGISLATIVE BILL 169. Correctly re-engrossed.

LEGISLATIVE BILL 686. Correctly enrolled.

LEGISLATIVE BILL 291. Correctly enrolled.

LEGISLATIVE BILL 695. Correctly enrolled.

LEGISLATIVE BILL 407. Correctly enrolled.

LEGISLATIVE BILL 669. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 686 LB 291 LB 695 LB 407 LB 669

Member Excused

Mr. Romans was excused at 9:10 a.m., for the remainder of the morning.

RESOLUTIONS

LEGISLATIVE RESOLUTION 33. Re: Prevention of Abandonment of the Scribner-Newman Grove Segment of the Chicago and Northwestern Railroad.

Introduced by Peter H. Claussen, 16th District.

WHEREAS, the Chicago and Northwestern Railroad has applied for permission to abandon the Scribner-Newman Grove segment of its Scribner-Oakdale branch line, and

WHEREAS, a division of the Interstate Commerce Commission has granted authority to abandon such segment, from which such action an appeal has been or will be taken, and

WHEREAS, the company has done nothing to encourage patronage of such segment but has, rather, done everything calculated to destroy it by failing and refusing to provide adequate service, to furnish a sufficient number of box cars to handle available business, and by failing and refusing to keep the roadbed in proper condition to accommodate modern equipment, all of which, together with the payment of grossly-excessive salaries to officers and the operation of the company for the benefit of the bondholders rather than the public have directly caused any unprofitable conditions which the company may have encountered, and

WHEREAS, company officers have openly stated that they would like to discontinue all operations in the State of Nebraska, and

WHEREAS, the continued operation of the Chicago and Northwestern Railroad in this state is vital to the economic growth of the state and the continued operation of the Scribner-Newman Grove segment of its branch line is essential to the economic growth of the trade area served by such segment.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That every possible effort be made by anyone in a position of authority to prevent abandonment of such Scribner-Newman Grove segment or the discontinuance of all operations in this state by the Chicago and Northwestern Railroad.

2. That the company be urged to make a thorough review and analysis of its policies and practices, to reorient its attitudes toward the public, to make the public interest paramount over the interests of bondholders and company officers, and to adopt an aggressive policy of public service, including adequate equipment and roadbed maintenance.

3. That a copy of this resolution, suitably engrossed, be sent to each member from Nebraska in the United States Senate and the House of Representatives, the Honorable Warren G. Magnuson, Chairman, Senate Committee on Interstate and Foreign Commerce, the Honorable Oren Harris, Chairman, House Committee on Interstate and Foreign Commerce, and to each member of the Interstate Commerce Commission of the United States.

Mr. Claussen requested unanimous consent to add the following as co-introducers of LR 33: H. L. Gerhart, 15th District; Matt Wylie, 27th District; W. H. Hasebroock, 12th District; and J. O. Peck, 26th District. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 190. With emergency.

A BILL FOR AN ACT to amend sections 39-723.05 and 39-7,128, Reissue Revised Statutes of Nebraska, 1943, section 39-723, Reissue Revised Statutes of Nebraska, 1943, as amended by section 24, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, and section 5, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, relating to rules of the road; to increase the speed limit for prescribed vehicles; to establish a speed limit for any vehicle towing a cabin trailer; to change internal references; to repeal the original sections and also section 39-723.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 25, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 31:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 8:

Adams
Diers
Klaver
Marvel
Stromer
Stryker
Syas
Thompson

Not voting, 4:

Fleming
Munnelly
Romans
Russillo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 709. With emergency.

A BILL FOR AN ACT relating to the Legislative Council; to provide for the appointment of a legislative fiscal analyst; to provide for salaries and duties of the legislative fiscal analyst; to provide for personnel; to provide for duties of each officer, board, commission, and department of state government; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Skarda
Stalder
Staubitz
Stromer
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 6:

Adams
Forrester
Nelson
Ruhnke
Syas
Webb

Not voting, 4:

Fleming
Romans
Russillo
Stryker

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 657. Laid over at the request of Mr. Stryker.

LEGISLATIVE BILL 466.

A BILL FOR AN ACT relating to records; to provide for continuing programs for the efficient and economical management of state and local records, and for the selection and preservation of essential records; to define terms; to provide duties for public officials as prescribed; to provide for the designation of a State Records Administrator and a State Records Board, and to prescribe the functions and duties of each; to provide new means and procedures for authorizing the destruction of obsolete and unneeded state records; to provide how this act may be cited; and to repeal section 84-713, Revised Statutes Supplement, 1959.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Fleming
Romans
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Skarda introduced Mrs. Irwin and Mr. Bare, Teachers, and fifty-two pupils of Castelar School, Omaha.

LEGISLATIVE BILL 688.

A BILL FOR AN ACT to amend section 39-779, Reissue Revised Statutes of Nebraska, 1943, and section 39-7,112, Reissue Revised Statutes of Nebraska, 1943, as amended by section 32, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicles; to provide that the color of parking and signal lights on motor vehicles shall be of such color as designated by the Department of Motor Vehicles; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Erlewine

Not voting, 4:

Adams
Fleming
Forrester
Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Peck introduced his wife and grandson, Kim Prochaska of Columbus.

UNANIMOUS CONSENT—Withdraw LB 595

Mr. Munnelly renewed his pending request found in the Legislative Journal for the One Hundred-first Day, to withdraw LB 595.

There were no objections and LB 595 was withdrawn.

UNANIMOUS CONSENT—Withdraw LB 298

Mr. Stromer requested unanimous consent to withdraw LB 298.

Request pending. Laid over.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Agriculture be permitted to introduce a bill, the purpose of which is to provide for uniform year and production recording branding of cattle. (Signed) Hans O. Jensen, Chairman

Permission to introduce the bill granted with 26 ayes, 1 nay, and 16 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 729. By Committee on Agriculture, Hans O. Jensen, 25th District, Chairman.

A BILL FOR AN ACT relating to brands and marks; to provide for year branding on both the right and left shoulder of all cattle as prescribed; to provide for production recording branding as prescribed; and to provide penalties.

SUSPEND RULES—LB 729

Mr. President: I move that the rules be suspended and LB 729 be placed on General File. (Signed) Hans O. Jensen

The motion prevailed with 29 ayes, 2 nays, and 12 not voting, and LB 729 was placed on General File.

Visitors

Mr. Brandt introduced Mr. Dwight Griffiths of Auburn.

President Burney introduced former Senator Sidney J. Cullingham of Omaha.

Mr. Marvel introduced Mrs. Vearl Jensen, Dennis Jensen and Dair Hileman of Hastings.

Mr. Knight introduced Mrs. Eleanor Becker, Teacher, Miss Sandra Nelson, Student Teacher from the University of Nebraska, and thirty pupils of the Sixth Grade, Clinton School, Lincoln.

SELECT FILE

LEGISLATIVE BILL 706. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 712. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Mr. Moulton offered the following amendments which were adopted by unanimous consent:

1. Amend Standing Committee Amendment 1 by adding a new section immediately after section 3 to be known as section 4 and to read as follows:

"Sec. 4. That section 81-219, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-219. Every manufacturer of frozen desserts or ice cream mix produced for sale shall file with the Department of Agriculture and Inspection an application for a license upon a form prescribed by the department. The application must show that the frozen desserts or ice cream mix manufactured by the applicant are composed of pure and wholesome ingredients and are produced under sanitary conditions. The application shall also show the location of each plant at which frozen desserts or ice cream mix are to be manufactured and the name of the brand or brands, if any, under which the same are to be sold. Each license shall expire ~~July 1 next~~ *one year* after it is issued, and shall not be transferable. The license fee shall be, for a wholesale manufacturer of frozen desserts for each place of business where such desserts are manufactured in this state, twenty-five dollars, and for retail manufacturer of frozen desserts, five dollars.".

2. Amend Standing Committee Amendment 1 by renumbering section 4 as section 5.

3. Amend Standing Committee Amendment 2, line 2 by striking "5 and 6" and inserting "6 and 7".

4. Amend Standing Committee Amendment 3, line 3 by inserting ", 81-219" after "81-218.10".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 711. Advanced to E and R for engrossment.

LEGISLATIVE BILL 580. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 666. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 489. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Mr. Waldo moved that LB 489 be indefinitely postponed.

Mr. Bowen requested a record vote.

Voting in the affirmative, 6:

Bridenbaugh
Jensen
Nelson
Ruhnke
Vosoba
Waldo

Voting in the negative, 33:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Forrester
Gerdes
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Webb
Wylie

Not voting, 4:

Erlewine
Fleming
Gerhart
Romans

The Waldo motion to indefinitely postpone LB 489 lost.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 656. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Mr. Skarda offered the following amendments which were adopted by unanimous consent:

1. Amend the bill by adding a new section to be known as section 3, and to read as follows:

"Sec. 3. That section 60-334, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-334. For registration purposes a tractor and semitrailer unit shall be considered as separate units. The registration fee of the tractor shall be the fee provided for trucks and truck-tractors. Each semitrailer shall be registered upon the payment of a fee of one dollar. The Department of Motor Vehicles shall provide an appropriate license plate or, where appropriate renewal tab, to identify such semitrailers; *Provided,* that if any truck, truck-tractor, or trailer operated under the classification designated by the ~~letter~~ *letters* L, ~~or~~ F, *or LC,* as provided in section 60-311.03, shall be operated outside of the limits of its respective classification, it shall thereupon come under the classification of commercial trucks as defined in said section.".

2. Renumber original section 3 as section 4, and in lines 1 and 2 of renumbered section 4, strike "and 60-330" and insert ", 60-330, and 60-334".

Advanced to E and R for engrossment.

Visitors

Mr. Diers introduced Jim Brackman, Sandy Killian, Sarah Brackman and Nelson Schnakenberg, students at Concordia Teachers College, Seward.

Mr. Vosoba Presiding

GENERAL FILE

LEGISLATIVE BILL 594. Laid over until Tuesday, June 6, at the request of Mr. Munnelly.

LEGISLATIVE BILL 714. Read and considered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

Visitors

Mr. Waldo introduced Mrs. Mary Oosting and children, Dennis Lee and Pamela Jean, of Tulsa, Oklahoma.

LEGISLATIVE BILL 264. Read and considered.

Mr. Burbach moved that the Standing Committee amendments found in the Legislative Journal for the Ninety-seventh Day be adopted.

Motion pending.

Laid over temporarily at the request of Mr. Burbach.

LEGISLATIVE BILL 513. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 605. Reading waived in lieu of the reading of the Standing Committee amendment. Considered.

Mr. Craft requested unanimous consent to lay over LB 605.

Mr. Ruhnke objected.

President Burney Presiding

Mr. Stryker offered the following amendment:

1. Amend Standing Committee Amendment 1, section 1, line 3, by striking the words "be allowed a", and by striking line 4 through the word "voluntarily".

Mr. Stryker requested a record vote.

Voting in the affirmative, 9:

Bowen
Brandt
Claussen
Gerhart
Knight
Orme
Stryker
Syas
Waldo

Voting in the negative, 27:

Adams
Adamson
Burbach
Craft
Diers
Erlewine
Gerdes
Hasebroock

Jensen
Kjar
Klaver
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Stromer
Thompson
Vosoba
Webb
Wylie

Not voting, 7:

Bridenbaugh
Fleming
Forrester
McHugh
Munnelly
Skarda
Staubitz

The Stryker amendment lost.

Standing Committee amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for review with 38 ayes, 0 nays, and 5 not voting.

Members Excused

Mr. Knight was excused until 3:30 p.m., today, June 2.

Messrs. Forrester, Klaver, and Adams were excused for this afternoon, June 2.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 713. Placed on General File as amended.

Standing Committee amendments to LB 713:

1. Amend section 1 of the bill, line 21 by inserting after the semicolon the following:

"or, such county shall have on file with the Auditor of Public Accounts a certificate of the county sheriff showing that during the preceding year sixty per cent or more of the persons convicted for violation of state criminal laws were Indians;".

2. Amend section 3 of the bill, line 2 by striking "two" and inserting *"three"* and in the same line by inserting *"or at least one deputy state sheriff for each county as provided in section 1 of this act,".*

LEGISLATIVE BILL 352. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

Revenue

LEGISLATIVE BILL 567. Placed on General File as amended.

Standing Committee amendments to LB 567:

1. Amend section 1 of the bill, line 51 by inserting ", but except a charge made for rent not exceeding two dollars per night", line 56 of the bill by striking "fifty cents or more" and inserting "one dollar and fifty cents or more per person", line 58 by striking "educational,", line 59 by striking the comma before "or", and line 59 by inserting after "purposes" the following:

", unless meals are furnished thereon for charge on a regular and continuing basis, and being the holder of a restaurant license under the provisions of the laws of this state, and meals prepared or served by, or furnished on the premises owned and used exclusively for educational purposes".

2. Amend section 5 of the bill, line 2 by inserting ", except as provided in subdivision (8) of section 1 of this act," after "occupancy".

3. Amend section 6 of the bill, line 3 by inserting ", except as provided in subdivision (8) of section 1 of this act," after "occupancy".

4. Amend section 21 of the bill, line 18 by inserting after "area" the following:

"and in the manner and according to the priority recommended by the Games, Forestation and Parks Commission and approved by the State Highway Commission".

(Signed) J. W. Burbach, Chairman

Recess

At 12:01 p.m., on a motion by Mr. Thompson, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:02 p.m., Speaker Thompson presiding.

The roll was called and all members were present except Messrs. Adams, Fleming, Forrester, Gerhart, Kjar, Klaver, Knight, McCosh, Munnelly, Skarda, and Stalder who were excused.

GENERAL FILE

LEGISLATIVE BILL 469. Read and considered.

Mr. Ruhnke offered the following amendments which were adopted:

1. Amend section 1 of the bill, line 20 by inserting after the period the following:

"A line extension carrying over seven hundred volts, not to exceed one half mile in length, may be built from an existing transmission line prior to obtaining approval of said extension by the commission if all the owners of electric, communication signal lines, or railroads located within one-quarter mile of the route of said line extension and the Director of Aeronautics, if required by sections 86-319.02 and 86-319.03, consent to such construction. The construction of such line extension shall conform to the requirements of law and the rules and regulations of the commission. Within thirty days after the construction of such a line extension, an application shall be made for construction of such extension as required in other cases and shall be referred to as a delayed application. All provisions of law relating to transmission line applications, notices, hearings, and orders shall apply to such delayed application. Neither the fact that the line extension has been built, nor the consent thereto given by owners of other lines shall affect in any way the conclusion or authority of the commission or the rights of anyone to protest against the application. If it is finally determined that the application should be denied because the line does not comply with law, the owner shall remove the line extension.".

2. Amend Standing Committee Amendment 1, Section 3, line 9 by inserting before the period the following:

"or for a transmission line extension not exceeding one half mile in length where all owners of electric lines and railroads located within one half mile of the extension consent thereto".

Standing Committee amendments found in the Legislative Journal for the Ninety-eighth Day were adopted as amended.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

Visitors

Mr. Russillo introduced Mr. and Mrs. Freeman of Omaha.

MOTION—LB 606

Mr. President: I move that LB 606 be placed on General File.
(Signed) Harold B. Stryker

The motion lost with 6 ayes, 17 nays, and 20 not voting.

UNANIMOUS CONSENT—LB 480

Mr. Rasmussen requested unanimous consent to consider LB 480 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 480. Considered.

Laid over.

LEGISLATIVE BILL 3. Read and considered.

Standing Committee amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend section 4, line 1, by striking "2-927", and amend the title to conform.

Advanced to E and R for review with 23 ayes, 0 nays, and 20 not voting.

Member Excused

Mr. Lautenschlager was excused at 3:00 p.m., for the remainder of the day.

LEGISLATIVE BILL 46. Read and considered.

Standing Committee amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend section 8, line 3, by striking "79-426.16", and amend the title to conform.

Advanced to E and R for review with 25 ayes, 0 nays, and 18 not voting.

MOTION—LB 575

Mr. President: I move that LB 575 be placed on General File.
(Signed) Joe T. Vosoba

Motion pending. Laid over.

UNANIMOUS CONSENT—Change of Order

Mr. Stryker requested unanimous consent that the following bills be considered on General File: LB 264, LB 702, LB 460, and LB 719. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 264. Considered.

Standing Committee amendment 1 found in the Legislative Journal for the Ninety-seventh Day was adopted.

Mr. Burbach moved that Standing Committee amendment 2 be rejected. The motion prevailed.

Mr. Burbach offered the following amendment which was adopted:

1. Amend the bill, section 1, line 3, by inserting "and with the approval of the voters" after "discretion"; and in line 10 by inserting "as to service performed after the adoption of such retirement program, but the cost of any benefits based on prior service shall be borne solely by the county" after "program".

Advanced to E and R for review with 20 ayes, 0 nays, and 23 not voting.

LEGISLATIVE BILL 702. Read and considered.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

LEGISLATIVE BILL 460. Read and considered.

Standing Committee amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Mr. Moulton Presiding

Mr. Rasmussen moved that LB 460 be indefinitely postponed.

Motion pending.

Laid over at the request of Mr. Burbach.

Visitors

Mr. Webb introduced Mr. and Mrs. Arvid Meline of Winnebago, Illinois, Mrs. John Krueger and Mrs. Leonard Webb of Kearney.

Adjournment

At 3:47 p.m., on a motion by Mr. Burbach, the Legislature adjourned until 10:00 a.m., Monday, June 5, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Monday, June 5, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the One Hundred-second Day was approved.

Member Excused

Mr. Jensen was excused for a short period.

MESSAGE FROM THE GOVERNOR

June 5, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

I respectfully submit the name of Lloyd Pospishil of Schuyler, Nebraska, to serve as Judge of the Court of Industrial Relations for the period beginning June 9, 1961 and ending June 9, 1967.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

Referred to the Committee on Committees.

Communications

Letter acknowledging receipt of LR 30 from Speaker Sam Rayburn, House of Representatives, Washington, D. C.

Resolution from the Fremont Junior Chamber of Commerce, Mr. Donald Sherlock, President, regarding Major General Edwin A. Walker's anti-Communist orientation program.

Letter to the Clerk of the Legislature, from Mr. Charles A. Schnabel, Secretary of the Texas Senate, relative to the Texas Legislature, and transmitting a Texas Navy Admiral Commission.

Presented to the Governor

Presented to the Governor for approval on June 2, 1961, at 4:15 p.m.: LB 686 LB 291 LB 695 LB 407 LB 669

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 279. Placed on General File as amended.

Standing Committee amendment to LB 279:

1. Amend the bill by striking sections 1 to 34 and inserting in lieu thereof the following:

"Section 1. *There is hereby created a Department of Public Institutions which shall consist of a Director of Public Institutions and such additional employees as may be necessary to perform the functions of the department in an efficient manner.*

Sec. 2. *The Department of Public Institutions shall be provided with suitable furnished offices in the State Capitol. The department shall be furnished with all necessary office supplies. The department shall keep, at its office in Lincoln, a complete set of books and accounts with each institution, which shall show every contract made, every appropriation made by the Legislature for the support of each institution, receipts from all sources and every expenditure made for any purpose. All books and records shall be open to public inspection at any time.*

Sec. 3. *The Department of Public Insitutions shall adopt a seal. Copies of all records or other instruments in the department, when certified by the department as true copies and bearing the seal thereof, shall be received in any court as prima facie evidence of the original record or instruments.*

Sec. 4. *The Director of Public Institutions may be removed by the Governor for cause, but only after delivering to him a statement of the charges and giving him an opportunity to be heard at a regular or special meeting of the board.*

Sec. 5. *There is hereby created an advisory committee to the Department of Public Institutions. The committee shall consist of the same seven members as provided for the Department of Public Welfare. The members of the committee shall have the same terms of office, receive the same compensation, and be reimbursed their actual and necessary expenses as provided in section 5 of Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961. The members of the committee may be removed by the Governor for cause, but only after delivering to the member a statement of the charges and giving him an opportunity to be heard.*

Sec. 6. *It shall be the duty of the advisory committee:*

(1) Study needs of the institutions and recommend departmental policies;

(2) Recommend a system of accounting and purchases;

(3) Arrange for periodic inspection of institutions; and

(4) Help correlate operations and problems between the Department of Public Welfare and Department of Public Institutions, and the Governor.

Sec. 7. *The Director of Public Insitutions shall consult and cooperate with the Department of Public Welfare so as to coordinate in an effective manner the activities of the department with those related activities affecting the welfare of persons which are the responsibility of the Department of Public Welfare.*

Sec. 8. That section 81-101, Revised Statutes Supplement, 1959, be amended to read as follows:

81-101. The civil administration of the laws of the state is vested in the Governor. For the purpose of aiding the Governor in the execution and administration of the laws, the executive and administrative work shall be divided into the following departments: (1) Department of Agriculture and Inspection; (2) Department of Labor; (3) Department of Health; (4) Department of Roads; (5) Department of Water Resources; (6) Department of Banking; (7) Department of Insurance; ~~and~~ (8) Department of Motor Vehicles; *and (9) Department of Public Institutions.*

Sec. 9. That section 81-102, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-102. The Governor shall appoint heads for the various departments, subject to confirmation by a majority vote of the members elected to the Legislature. Such appointments shall be submitted to the Legislature within sixty calendar days following the first Thursday after the first Tuesday in each odd-numbered year.

The officers shall be designated as follows: (1) The Director of the Department of Agriculture and Inspection for the Department of Agriculture and Inspection; (2) the Commissioner of Labor for the Department of Labor; (3) the members of the State Board of Health for the Department of Health; (4) the State Engineer for the Department of Roads; (5) the Director of Water Resources for the Department of Water Resources; (6) the Director of Banking for the Department of Banking; (7) The Director of Insurance for the Department of Insurance; ~~and~~ (8) the Director of Motor Vehicles for the Department of Motor Vehicles*; and (9) the Director of Public Institutions for the Department of Public Institutions.* Whoever shall be so nominated by the Governor and shall fail to receive the number of votes requisite for confirmation, shall not be subject to nomination or appointment for this or any other appointive state office requiring confirmation by the Legislature during the period for which his appointment was sought. In case of a vacancy in any of such offices during the recess of the Legislature, the Governor shall make a temporary appointment until the next meeting of the Legislature, when he shall nominate some person to fill such office. Any person so nominated who is confirmed by the Legislature, shall hold his office during the remainder of the term; *Provided,* any such officers may be removed by the Governor pursuant to Article IV of the Constitution of Nebraska.

Sec. 10. That section 81-103, Revised Statutes Supplement, 1959, be amended to read as follows:

81-103. The Governor shall have authority to establish the salaries of all persons connected with the various departments including the heads thereof except as otherwise provided by law. In no case shall the annual salaries of the following heads of departments exceed the amounts set forth herein payable in monthly installments: (1) The Director of the Department of Agriculture and Inspection, nine thousand dollars; (2) the Commissioner of Labor, three thousand five hundred dollars; (3) the State Engineer, thirteen thousand five hundred dollars; (4) the Director of Water Resources, ten thousand dollars; (5) the Director of Insurance, nine thousand dollars; ~~and~~ (6) the Director of Motor Vehicles, eight thousand dollars*; and (7) the Director of Public Institutions, fifteen thousand dollars.*

Sec. 11. That section 83-107.01, Revised Statutes Supplement, 1959, be amended to read as follows:

83-107.01. From and after August 10, 1945, the official names of the state institutions under the supervision of the ~~Board of Control~~ *Department of Public Institutions* shall be as follows: (1) Beatrice State Home, (2) Nebraska Orthopedic Hospital, (3) Lincoln State Hospital, (4) Norfolk State Hospital, (5) Hastings State Hospital, (6) Nebraska Soldiers' and Sailors' Home, (7) State Penitentiary, (8) Boys' Training School, (9) Girls' Training School, (10) Nebraska Psychiatric Institute, (11) Nebraska Hospital for the Tuberculous, (12) State Reformatory for Women, ~~(13) Home for Children,~~ and ~~(14)~~ *(13)* State Reformatory.

Sec. 12. That section 83-107.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-107.02. Wherever the words "state industrial school" occur in the statutes, they shall be taken to mean and refer to the "Boys' Training School." ~~Wherever the words "Nebraska Home for Dependent Children" occur in the statutes, they shall be taken to mean and refer to the "Home for Children."~~ Wherever the words "state hospital for indigent tuberculous" or "hospital for the tuberculous" appear in the statutes, they shall be taken to mean and refer to the "Nebraska Hospital for the Tuberculous." Wherever the words "Nebraska Institution for the Feeble-minded" occur in the statutes, they shall be taken to mean and refer to the "Beatrice State Home."

Sec. 13. That section 83-108, Revised Statutes Supplement, 1959, be amended to read as follows:

83-108. The ~~Board of Control~~ *Department of Public Institutions* shall have oversight and general control of the Boys' Training School, the Girls' Training School, the Beatric State Home, the Nebraska Orthopedic Hospital, the Nebraska Soldiers' and Sailors' Home, the hospitals for the mentally ill, the Nebraska Hospital for the Tuberculous, the State Penitentiary, and all charitable, reformatory, and penal institutions that shall be established and maintained by the State of Nebraska.

Sec. 14. That section 83-113, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-113. Without giving advance notice of ~~its~~ *his* coming, the ~~entire Board of Control~~ *Director of Public Institutions* shall visit each institution under ~~its~~ *his* charge at least once every six months. ~~One member of the board shall visit each institution at least once every sixty days.~~ On such visits the ~~board~~ *director* shall inspect every part of the institution and all of the buildings and grounds belonging thereto or used in connection therewith. The ~~board~~ *director* shall make an examination of the general and special dietary, the stores, and methods of supply, and, as far as circumstances may permit, the ~~board~~ *director* shall see every inmate of the institution, especially those admitted since the preceding visit. The ~~board~~ *director* shall give to those inmates who request it, suitable opportunity to converse with ~~the members of the board~~ *him* apart from the officers and attendants. The ~~board~~ *director* may examine any of the officers, attendants, guards and other employees, and make such inquiries as will determine their fitness for their respective duties; and shall investigate and report to the Governor any abuses or wrongs alleged to exist in the institution.

Sec. 15. That section 83-115, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-115. The ~~members of the Board of Control~~ *Director of Public Institutions* shall be prepared to give any information desired by the Legislature concerning the institutions under ~~their~~ *his* control, and ~~their~~ *his* administration shall be subject to examination under oath by a ~~Legislative Committee~~ *legislative committee,* touching any matter in regard to which the Legislature may desire information concerning the condition of the institutions, their inmates, and the performance of their duties by ~~the members of the board~~ *the director* of ~~its~~ *his* employees. The committee may call and examine under oath any other persons as witnesses in such investigation. Such examinations shall be conducted in the manner and subject to the provisions of section 83-114.

Sec. 16. That section 83-120, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-120. ~~No member of the Board of Control or~~ *Neither the Director of Public Institutions nor any* employee ~~thereof~~ *of the Department of Public Institutions* shall receive from any person, firm or corporation having dealings with the ~~board~~ *department,* or from any employee or representative of such person, firm or corporation, any gift or gratuity, either directly or indirectly, for himself or for any other person. ~~Any board member~~ *The director* or *any* employee who receives such a gift or gratuity shall be deemed guilty of bribery under section 28-706 and shall be removed from office.

Sec. 17. *Whenever the words Board of Control or board appear in the sections hereinafter listed in this section, they shall, after the operative date of this act, be construed to mean and apply to the Department of Public Institutions or department, respectively. The sections wherein existing functions, powers, and duties are transferred and allocated to the Department of Public Institutions are:*

(1) Sections 72-1005, 72-1006, 72-1007, and 72-1008;

(2) Sections 1, 2, 3, and 4, Legislative Bill 432, Seventy-second Session, Nebraska State Legislature, 1961;

(3) Sections 83-109, 83-110, 83-111, 83-112, 83-114, 83-116, 83-122, 83-124, 83-125, 83-126, 83-127, 83-128, 83-129, 83-130, 83-131, 83-133, 83-134, 83-135, 83-138, 83-139, 83-140, 83-142, 83-144, 83-145, 83-146, 83-147, 83-148, 83-149, 83-150, 83-151, 83-152, 83-153, 83-154, 83-155, 83-156, 83-220, 83-223, 83-224 and 83-225; and

(4) Chapter 83, articles 4 and 5.

Sec. 18. *The Revisor of Statutes is authorized and directed to substitute the names of the appropriate department in accordance with the transfer, functions, powers, and duties as prescribed by section 1 of this act.*

Sec. 19. *The Director of Public Institutions shall be appointed by the Governor, subject to confirmation by a majority vote of the members elected to the Legislature. His appointment shall be made on the basis of recognized and demonstrated interest in and knowledge of the problems of public institutions. He shall have a minimum of seven years of institutional administrative work. Racial, religious, or political affiliations shall not be considered in his selection.*

Sec. 20. *No person holding an appointive office nor as an employee of the Department of Public Institutions shall be eligible to be appointed or elected as an officer or employed as an employee of the State of Nebraska.*

Sec. 21. *All furniture, equipment, books, files, and records in the possession of and used by the Board of Control shall be transferred and delivered to the Department of Public Institutions.*

Sec. 22. *The provisions of this act shall become operative on January 1, 1962.*

Sec. 23. That original sections 81-102, 83-107.02, 83-113, 83-115, and 83-120, Reissue Revised Statutes of Nebraska, 1943, and sections 81-101, 81-103, 83-107.01, and 83-108, Revised Statutes Supplement, 1959, and also sections 83-101, 83-102, 83-103, 83-104, 83-104.01, 83-105, 83-106, 83-107, 83-117, 83-118, 83-119, 83-121, and 83-132, Reissue Revised Statutes of Nebraska, 1943, are repealed.

LEGISLATIVE BILL 113. Placed on General File as amended.

Standing Committee amendment to LB 113:

1. Amend the bill by striking sections 1 to 17 and inserting the following:

"Section 1. That section 43-209, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-209. In any case where the court shall award a child to the care of an association or individual, in accordance with the provisions of this act, the child shall, unless otherwise ordered, become a ward and be subject to the guardianship of the association or individual to whose care it is committed. Such association or individual shall have authority by and with assent of the court to place such a child in a family home with or without indenture, and may be made party to any proceeding for the legal adoption of the child, and may by its or his attorney or legal agent appear in any court where such proceedings are pending and assent to such adoption; and such assent shall be sufficient to authorize the court to enter the proper order or decree of adoption; such guardianship shall not, however, include the guardianship of any estate of the child. Any association or individual receiving the care or custody of any such child, shall be subject to visitation or inspection by the Board of Control of state institutions *Department of Public Welfare,* or any probation officer of such court or any person appointed by the court for such purpose, and the court may at any time require from such association or person a report or reports containing such information or statements as the judge shall deem proper or necessary to be fully advised as to the care, maintenance, moral and physical training of the child, as well as the standing and ability of such association or individual to care for such child. The jurisdiction of the court shall continue over any child brought before the court, or committed under the provisions of this act, and the court shall have power to order a change in the custody or care of such child, if at any time it is made to appear to the court that it would be for the best interests of the child to make such change.

Sec. 2. That section 43-214, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-214. All associations receiving children under this act shall be subject to the same visitation, inspection and supervision by the Board of Control of state institutions *Department of Public Welfare* as are the public charitable institutions of this state, and it shall be the duty of said board *the department* to pass annually upon the fitness of every such association as may receive or desire to receive children under the provisions of this act. Every such association shall annually, at such time as the board *department* shall direct, make report thereto, showing its condition, management and competency to adequately care for such children as are or may be committed to it, and such other facts as the board may require. Upon the board *department* being satisfied that such association is competent, and has adequate facilities to care for such children, it shall issue to the same a certificate to that effect, which certificate shall continue in force for one year, unless sooner revoked by the ~~board~~ *department.* No child shall be committed to any such association which shall not have received such a certificate within fifteen months next preceding the commitment. The court may at any time require from any association receiving or desiring to receive children under the provisions of this act, such reports, information and statements as the judge shall deem proper and necessary for his action, and the court shall in no case be required to commit a child to any association whose standing, conduct or care of children or ability to care for the same is not satisfactory to the court.

Sec. 3. That section 43-523, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-523. The ~~State~~ Director of Public Welfare shall make such reports ~~to the State Board of Public Welfare and~~ to the Secretary of Labor of the United States in such form and containing such information as the Secretary of Labor may from time to time require, and comply with such provisions as he may from time to time find necessary, to assure the correctness of such reports.

Sec. 4. That section 68-310, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-310. (1) That State Assistance Fund shall be divided as follows:

(a) For salaries and expenses of state administration and supervision not more than three per cent thereof, one-third of which shall be available to assist needy counties for the expenses of county administration, as hereinafter provided in this section, and the unexpended balance, if any, shall revert to the State Assistance Fund;

(b) For child welfare services, including boarding home care, and for crippled children services, such amount of the fund as may be appropriated by the Legislature for such purposes;

(c) For medical, surgical, and hospital care of recipients of assistance in such amounts as may be determined by the ~~State~~ Director of Public Welfare, who is authorized, in his discretion, to prescribe rules and regulations for furnishing of such services, to establish maximum fee schedules and rates controlling payment thereof, and to make payments directly to the persons, firms, associations, or corporations furnishing such services instead of to the recipients of assistance;

(d) For surplus commodities distribution and certifications for federal relief, assistance and service projects, not more than eight per cent of the balance of the fund; and

(e) The balance remaining in the State Assistance Fund shall be used for the payment of blind assistance, which shall be paid in full on the need basis, regardless of the adequacy of the funds to pay the other assistance grants, after making the deductions provided for in subsections (a) to (d), inclusive, and thereafter shall be used for the payment of old age and aid to dependent children assistance grants, as provided in section 68-315.

(2) A portion of the eight per cent of the balance specified under subsection (1) (d) above, may be used, if necessary, to pay the cost of distribution of surplus commodities furnished to the various counties for relief by any agency of the federal government, but no money from such eight per cent fund shall be expended for such purpose unless it is found by the ~~State Board~~ *Department* of Public Welfare that the surplus commodities offered to any county are of a type, variety, quality, and quantity needed by such county for distribution to needy persons, eligible therefor in such county, whose requirements could not be better and more economically satisfied through some other form of relief. A portion of the eight per cent fund, together with the portion of the three per cent fund provided in subsection (1) (a) hereof, may also be used, if necessary, to pay the expenses and salaries, in whole or in part, or persons who may be employed by the ~~State Board~~ *Department* of Public Welfare and by the various counties for investigation and making certifications with respect to applicants for surplus commodities, and the administration of any of the services coming under the state assistance program.

(3) Such personnel, making such certifications, may also be used in making certifications under the assistance laws of this state in coordination and conjunction with personnel employed for such latter purpose by the state and county assistance administrations. Only such part of the eight per cent fund shall be expended for the certifications first above mentioned as the board shall, after investigation, find are required to enable needy and eligible persons to secure employment, relief, or assistance from the federal agencies, services, and commodities. Any portion of the eight per cent fund that shall not be used for such commodities distribution or certification purposes within any six-month period of the biennium upon a pro rata basis by such periods, shall revert to the State Assistance Fund, to be allocated and distributed to the various counties as provided for under subsection (1) (e) above.

~~(4) Each member of the State Board of Public Welfare, for his services with respect to administration of the State Assistance Fund,~~

~~and for supervising the program covering this act as provided in section 68-300, shall receive a salary of not to exceed twenty-five hundred dollars per annum to be fixed by the Governor, in addition to the salary set out in section 83-104.~~

Sec. 5. That section 68-326, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-326. There is hereby created an advisory committee to the ~~State Board~~ *Department* of Public Welfare. ~~which shall consist of five members who shall be appointed by the Governor from members of the several county boards of supervisors or commissioners. One member shall be appointed from each congressional district, and one member from the state at large. Each member shall serve for a term of four years, but in no event longer than his term and service as a member of a county board of supervisors or commissioners; *Provided*, that the initial appointments shall be by appointing one member for one year, one member for two years, one member for three years and two members for four years. The Governor shall have power to fill vacancies in the advisory committee from members of the several county boards.~~ *The committee shall consist of seven members, one of whom shall be a psychiatrist, one an attorney, one a doctor of medicine, one person a social welfare worker or penologist, and three of whom shall be lay members. Members of the committee shall be appointed by the Governor, subject to confirmation by a majority vote of the members elected to the Legislature. Of the members of the committee first appointed, two members, including one lay member and a social welfare worker or penologist, shall serve one year; two members, including one lay member and an attorney, shall serve two years; two members, including one lay member and a doctor of medicine for three years; and one member a psychiatrist shall serve for four years. The Governor shall designate the expiration of the term of office of each member of the board first appointed. Thereafter, their successors shall serve for a term of four years. At least one lay member of the committee shall be appointed from each congressional district of the state, and no more than two lay members may be of the same political party. Members of committee shall receive twenty dollars per day for days engaged in the duties of the committee, and shall be reimbursed for their actual and necessary expenses incurred in the performance of their official duties but not more than twenty-five hundred dollars per member per year. No employee of the state shall be eligible to be appointed on the committee.*

Sec. 6. *Members of the advisory committee may be removed by the Governor for cause, but only after delivering to the member a statement of the charges and giving him an opportunity to be heard.*

Sec. 7. *It shall be the duty of the advisory committee:*

(1) Study needs of the institutions and recommend departmental policies;

(2) Recommend a system of accounting and purchases;

(3) Arrange for periodic inspection of institutions; and

(4) Help correlate operations and problems between the Department of Public Welfare and Department of Public Institutions, and the Governor.

Sec. 8. That section 68-701, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-701. There is hereby created a ~~State Division~~ *Department* of Public Welfare which shall consist of a ~~State Board of Public Welfare, a State~~ Director of Public Welfare, and such additional employees as may be necessary to perform the functions of the ~~division~~ *department* in an efficient manner. ~~The Board of Control shall serve as the State Board of Public Welfare.~~

Sec. 9. That section 68-703, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-703. The powers and duties of the ~~State~~ Director of Public Welfare are as follows:

(1) To administer the ~~Division~~ *Department* of Public Welfare as provided by law ~~and the regulations of the division, subject to the policies and in accordance with the principles established by the State Board of Public Welfare.~~ *;*

(2) To determine the general principles and outline the operation of public assistance, child welfare, and related activities;

~~(2)~~ *(3)* To establish rules and regulations for efficiently administering the ~~division~~ *department* and performing the duties assigned to it, ~~subject to the approval of the board as provided for by subdivision (2) of section 68-702.~~ *;*

~~(3)~~ *(4)* To organize the ~~division with the approval of the Board.~~ *department;*

~~(4) With the approval of the board, to~~ *(5)* To appoint and fix the salaries of all necessary staff for performance of the duties of the ~~division~~ *department* and in compliance with the rules and regulations of the merit system~~.~~ *;*

(6) To consult and cooperate with the Department of Public Institutions so as to coordinate in an effective manner the welfare activities of the department with those related activities affecting

the welfare of persons in state institutions which are the responsibility of the Department of Public Institutions;

(5) *(7)* To take the official oath and file a bond in such amount and surety as the board shall direct. *;*

(6) *(8)* To make an annual report *to the Governor* and prepare a biennial budget for the board *department,* and make such other studies and reports as may be deemed necessary. *; and*

(7) *(9)* To provide such supervisory services as may be required to determine that county departments of public welfare are fulfilling their administrative duties in compliance with the statutes of Nebraska and state regulation.

Sec. 10. That section 68-703.01, Revised Statutes Supplement, 1959, be amended to read as follows:

68-703.01. The State Division *Department* of Public Welfare shall have authority to use any funds which may be made available through an agency of the government of the United States to reimburse any county of this state, either in whole or in part, for the following expenditures:

(1) Employment of staff whose duties involve the giving or strengthening of services to children, (2) the return of any nonresident child to his place of residence when such child shall be found in the county, and (3) the temporary cost of board and care of a needy child who by necessity requires care in a foster home.

Sec. 11. That section 68-705, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-705. On the application of the respective county public welfare boards and upon the approval of the agreement by the State Board *Department* of Public Welfare, two or more counties may unite and form a district department of public welfare, in which case such county boards, acting together, shall constitute the district board of public welfare and shall select one district director of public welfare, and an administrative staff to serve the entire district. All duties and responsibilities prescribed in sections 68-701 to 68-712 for county departments of public welfare shall also apply to district departments, boards, and directors of public welfare insofar as applicable.

Sec. 12. That section 68-706, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-706. The county board of public welfare:

(1) Shall have general supervision over all the duties and responsibilities assigned to the county division of public welfare and

shall make necessary policies and regulations as to effect an efficient administration, which policies and regulations shall be in conformity with the statutes of Nebraska and the policies of the State Board *Department* of Public Welfare insofar as they relate to categorical assistance and child welfare services;

(2) Shall appoint and fix the salary of a county welfare director in accordance with the requirements of the state merit system;

(3) May, at its discretion, consolidate all welfare responsibilities of the board in its jurisdiction in the county division of public welfare; and

(4) Shall meet not less than once each month to review the operations of the county division of public welfare and to take such action as may be necessary in conformance with State Division *Department* of Public Welfare regulations and the statutes of Nebraska.

Sec. 13. That section 68-709, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-709. The county director of public welfare shall:

(1) Prepare and make an official report monthly to the county board of public welfare. *;*

(2) Study and make recommendations to the county board of public welfare regarding the causes of dependency within the county, including unemployment, delinquency, child neglect, poverty, and desertion and the treatment and prevention thereof. *;*

(3) Cooperate with other welfare agencies and coordinate the public welfare operations in the county with such services provided by the State Division *Department* of Public Welfare. *; and*

(4) Act, at the discretion of the county board of public welfare, as general manager of such county institutions, as may be operated in order to best serve the needs of public dependents in the county.

Sec. 14. That section 68-710, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-710. Wherever the words Director of Assistance *Public Welfare* appear in the sections hereinafter listed in this section, they shall, after September 14, 1953 *the operative date of this act,* be construed to mean and apply to the State Director of Public Welfare created by sections 68-701 to 68-712. The sections wherein existing functions, powers, and duties are transferred and allocated to the State Director of Public Welfare are:

(1) Sections 43-506, 43-507, 43-508, 43-511, 43-512, *43-512.02*, 43-515, 43-516, 43-519, 43-522, 43-523, 43-524, 43-525, and 43-527;

(2) Sections 68-203, *68-206.02*, 68-208, 68-210, *68-214*, 68-215, 68-215.03, *68-215.05*, *68-215.07*, *68-215.08*, *68-215.10*, 68-220, 68-223, 68-225, *68-227*, ~~68-310,~~ *68-310.01*, *68-310.02*, 68-319, 68-323, 68-403, 68-404.01, 68-405, 68-407, 68-412, 68-415, 68-416, ~~and~~ 68-417, *68-418*, *68-804.01*, *68-807*, *68-809*, *and 68-810*~~; and~~

~~(3) Sections 68-214, 68-215.07, 68-215.08, 68-215.10, 68-227, and 68-418.~~

Sec. 15. That section 68-712, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-712. Wherever the words ~~Board of Control~~ *Board of Public Welfare* appear in the sections hereinafter listed in this section, they shall, after ~~September 14, 1953~~ *the operative date of this act*, be construed to mean and apply to the ~~State Board~~ *Department* of Public Welfare created by sections 68-701 to 68-712. The sections wherein existing functions, powers, and duties are transferred and allocated to the ~~State Board~~ *Department* of Public Welfare are:

(1) Sections 43-503, 43-512, 43-513, 43-519, 43-522, ~~43-523,~~ 43-525 and 43-527; *and*

(2) Sections 68-203, 68-204, 68-206, 68-206.01, 68-207, 68-208, 68-215.03, 68-223, *68-227*, 68-302, 68-307, 68-308, 68-309, ~~68-310,~~ 68-312, 68-313, ~~68-316,~~ 68-319, 68-320, 68-323, ~~68-326, 68-327,~~ 68-403, *68-404*, 68-405, 68-412, 68-415, *68-418*, 68-421, and 68-422; ~~and~~.

~~(3) Sections 68-227, 68-404, and 68-418.~~

Sec. 16. *The Revisor of Statutes is authorized and directed to substitute the names of the appropriate officers or departments in accordance with the transfer, functions, powers, and duties prescribed by sections 68-710 and 68-712.*

Sec. 17. *Whenever the words Board of Control appear in the sections hereinafter listed in this section, they shall after the operative date of this act, be construed to mean and apply to the Department of Public Welfare created by this act. The sections wherein existing functions, powers, and duties are transferred and allocated to the Department of Public Welfare are:*

(1) Sections 43-105, 43-106, 43-107, 43-208, 43-210, 43-222, 43-223, 43-224, 43-225, 43-226, and 43-227; and

(2) Chapter 43, article 7.

Sec. 18. That section 81-101, Revised Statutes Supplement, 1959, be amended to read as follows:

81-101. The civil administration of the laws of the state is vested in the Governor. For the purpose of aiding the Governor in the execution and administration of the laws, the executive and administrative work shall be divided into the following departments: (1) Department of Agriculture and Inspection; (2) Department of Labor; (3) Department of Health; (4) Department of Roads; (5) Department of Water Resources; (6) Department of Banking; (7) Department of Insurance; and (8) Department of Motor Vehicles*; and (9) Department of Public Welfare.*

Sec. 19. That section 81-102, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-102. The Governor shall appoint heads for the various departments, subject to confirmation by a majority vote of the members elected to the Legislature. Such appointments shall be submitted to the Legislature within sixty calendar days following the first Thursday after the first Tuesday in each odd-numbered year. The officers shall be designated as follows: (1) The Director of the Department of Agriculture and Inspection for the Department of Agriculture and Inspection; (2) the Commissioner of Labor for the Department of Labor; (3) the members of the State Board of Health for the Department of Health; (4) the State Engineer for the Department of Roads; (5) the Director of Water Resources for the Department of Water Resources; (6) the Director of Banking for the Department of Banking; (7) the Director of Insurance for the Department of Insurance; and (8) the Director of Motor Vehicles for the Department of Motor Vehicles*; and (9) the Director of Public Welfare for the Department of Public Welfare.* Whoever shall be so nominated by the Governor and shall fail to receive the number of votes requisite for confirmation, shall not be subject to nomination or appointment for this or any other appointive state office requiring confirmation by the Legislature during the period for which his appointment was sought. In case of a vacancy in any of such offices during the recess of the Legislature, the Governor shall make a temporary appointment until the next meeting of the Legislature, when he shall nominate some person to fill such office. Any person so nominated who is confirmed by the Legislature, shall hold his office during the remainder of the term; *Provided,* any such officers may be removed by the Governor pursuant to Article IV of the Constitution of Nebraska.

Sec. 20. That section 81-103, Revised Statutes Supplement, 1959, be amended to read as follows:

81-103. The Governor shall have authority to establish the salaries of all persons connected with the various departments including the heads thereof except as otherwise provided by law. In no case shall the annual salaries of the following heads of departments exceed the amounts set forth herein payable in monthly installments: (1) The Director of the Department of Agriculture and Inspection, nine thousand dollars; (2) the Commissioner of Labor, three thousand five hundred dollars; (3) the State Engineer, thirteen thousand five hundred dollars; (4) the Director of Water Resources, ten thousand dollars; (5) the Director of Insurance, nine thousand dollars; and (6) the Director of Motor Vehicles, eight thousand dollars; *and (7) the Director of Public Welfare, fifteen thousand dollars.*

Sec. 21. That section 83-243, Revised Statutes Supplement, 1959, be amended to read as follows:

83-243. (1) The Board of Control *Department of Public Welfare* shall be the legal guardian of all children committed to the Home for Children. The board *department* shall afford tempory care and shall use special diligence to provide suitable homes for such children. The board *department* is authorized to place such children in suitable families for adoption or, in the discretion of the board *department,* on a written contract during their minority or until they become eighteen years of age.

(2) The contract, referred to in subsection (1) of this section, shall provide (a) for the children's education in the public schools or otherwise, (b) for teaching them some useful occupation, (c) for kind and proper treatment as members of the family where they are placed, and (d) for payment on the termination of the contract to the board for the use of the child any sum of money that may be provided for in the contract.

(3) Whenever any child, that has been committed to the Home for Children but was not indentured, becomes self-supporting, the Board of Control *director* shall declare that fact by resolution and the guardianship of the board *department,* referred to in subsection (1) of this section, shall cease. Thereafter the child shall be entitled to his or her own earnings.

(4) Whenever the parents of any ward, referred to in subsection (1) of this section and which ward is not indentured, have become able to support and educate their child, the Board of Control *department* shall by resolution restore the child to its parents, if the home of such parents would be a suitable home. The guardianship of the board *department* shall then cease.

(5) Whenever permanent free homes for the children referred to in subsection (1) of this section cannot be obtained, the Board of Control *department* shall have the authority to provide and pay for the maintenance of the children in private families, boarding homes, or incorporated institutions for care of children at a rate not to exceed sixty dollars per month for each of such

children except that in cases where a child is physically or mentally handicapped such additional amount may be paid as the board *department* shall find necessary to provide adequate care.

Sec. 22. That section 83-244, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-244. The Board of Control *Department of Public Welfare* shall employ a field agent and shall prescribe his duties. The agent shall investigate all applications made for children under the control of the board *department,* and shall enter into written contracts in behalf of the board *department* with persons taking such children. The agent shall report at each meeting of the board *department* the names of the children who have been adopted or indentured and the names of the persons taking them. The agent shall receive his necessary expenses and a salary fixed by the board *department* at not to exceed fifteen hundred dollars per annum.

Sec. 23. *The Director of Public Welfare shall be appointed by the Governor, subject to confirmation by a majority vote of the members elected to the Legislature. His appointment shall be made on the basis of recognized and demonstrated interest in and knowledge of the problems of public welfare. He shall have a minimum of seven years of administrative experience in public welfare work. Racial, religious, or political affiliations shall not be considered in his selection.*

Sec. 24. *The Director of Public Welfare shall adopt a seal. Copies of all records or other instruments in the Department of Public Welfare when certified by the department as true copies and bearing the seal thereof shall be received in any court as prima facie evidence of the original records or instruments.*

Sec. 25. *No person holding an appointive office nor as an employee of the Department of Public Welfare shall be eligible to be appointed or elected as an officer or employed as an employee of the State of Nebraska.*

Sec. 26. *All furniture, equipment, books, files, records in the possession of and used by the State Division of Public Welfare of the Board of Control shall be transferred and delivered to the Department of Public Welfare.*

Sec. 27. *The provisions of this act shall become operative on January 1, 1962.*

Sec. 28. That original sections 43-209, 43-214, 43-523, 68-310, 68-326, 68-701, 68-703, 68-705, 68-706, 68-709, 68-710, 68-712, 81-102, and 83-244, Reissue Revised Statutes of Nebraska, 1943, and sections 68-703.01, 81-101, 81-103, and 83-243, Revised Statutes Supplement, 1959, and also sections 68-327 and 68-702, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

LEGISLATIVE BILL 369. Indefinitely postponed.

LEGISLATIVE BILL 375. Indefinitely postponed.

(Signed) Kenneth L. Bowen, Chairman

Enrollment and Review

LEGISLATIVE BILL 419. Replaced on Select File as amended.

E and R amendments to LB 419:

1. Add a new section to be known as section 10 and to read as follows:

"Sec. 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 13, strike "and"; and in line 13 insert "; and to declare an emergency" after "cited".

LEGISLATIVE BILL 524. Replaced on Select File as amended.

E and R amendment to LB 524:

1. In Enrollment and Review Amendment 2, adopted June 1, 1961, strike "11 and 12" and insert "12 and 13".

LEGISLATIVE BILL 378. Replaced on Select File as amended.

E and R amendments to LB 378:

1. In the Orme Unanimous Consent Amendment 3, line 5, insert "after 'That' " before the semicolon.

2. In the title, line 2, strike "repeal" and insert "amend sections 15-249 and 15-251, Reissue Revised Statutes of Nebraska, 1943, and section 18-512, Revised Statutes Supplement, 1959, relating to cities of the primary class; to eliminate cross references; to repeal the original sections and also"; and in line 5 insert "15-721," after "15-602,".

3. In Enrollment and Review Amendment 2, adopted May 25, 1961, strike line 7 and insert "lature, 1961.".

LEGISLATIVE BILL 604. Placed on Select File as amended.

E and R amendment to LB 604:

1. For correlation purposes, after the second comma in line 2 of sections 1 and 2 and after the second comma in line 3 of the title, insert "as amended by section 2, Legislative Bill 24, Seventy-second Session, Nebraska State Legislature, 1961,"; and strike beginning with the semicolon in line 17 through "compensation" in line 22 of section 1.

LEGISLATIVE BILL 504. Placed on Select File as amended.

E and R amendments to LB 504:

1. In new section 3, line 12, strike "*will*" and insert "*shall*"; in line 21, strike the semicolon and insert an underscored comma; in line 22 insert "*the cost of*" after the second "*of*"; in line 23, insert "*railroad*" after "*automatic*"; in line 35, insert "*grade*" after "*railroad*"; in line 45, strike "*signals*" and insert "*safety devices*"; in line 50, insert "*automatic railroad*" after "*All*"; and in line 52, strike "*herein established*" and insert "*established by section 1 of this act*".

2. In section 5, line 12, strike the first "and" as in the statutes.

3. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT relating to railroad grade crossings; to establish the Grade Crossing Protection Fund and specify the purpose and source thereof; to provide for the installation, division of cost, and maintenance of automatic railroad grade crossing protection devices, as prescribed; to amend sections 75-219 and 75-221, Reissue Revised Statutes of Nebraska, 1943, and section 66-424.01, Revised Statutes Supplement, 1959; and to repeal the original sections.".

LEGISLATIVE BILL 693. Placed on Select File as amended.

E and R amendments to LB 693:

1. In section 1, line 4, insert "State" after "Nebraska"; and in line 7, strike the comma.

2. In section 2, line 1, insert "Nebraska" after "The".

3. In section 3, line 2, strike "is" and insert "shall be"; and in line 9, strike "attributed" and insert "contributed".

4. In section 4, line 2, strike "a"; and in line 3, insert "for inclusion in the Nebraska Hall of Fame".

5. In section 5, line 2, insert "Nebraska" before "Hall"; and in line 3, strike "from" and insert "after".

LEGISLATIVE BILL 574. Placed on Select File as amended.

E and R amendments to LB 574:

1. In new section 1, line 1, strike "That no" and insert "No"; in line 4, strike "affect" and insert "affects"; in line 16, strike "devices" and insert "device"; in line 17, strike "are" and insert "is"; and in line 23, strike "violations" and insert "violation".

2. In new section 2, line 2, strike "this section" and insert "section 1 of this act".

3. In the title, line 4, insert "; to provide for violations; and to provide penalties" after "prescribed".

LEGISLATIVE BILL 707. Placed on Select File as amended.

E and R amendment to LB 707:

1. In section 1, line 14, strike the second "*and*"; strike Standing Committee Amendments to section 1 and after "*deceased*" in line 24, insert: *"; and provided further, personal property held by any personal representative acting in a fiduciary capacity shall be separately listed by such personal representative at the place where the beneficial owner of such property resides or last resided if in this state and if such beneficial owner were a nonresident of Nebraska, such property shall be separately listed at the place where such property was subject to taxation in this state at the time of creation of the fiduciary relationship"*.

LEGISLATIVE BILL 717. Placed on Select File as amended.

E and R amendments to LB 717:

1. In section 2, lines 5 and 6, lines 30 and 31, and lines 42 and 43, strike "State Engineer until September 20, 1957, and after such date the" and show the same as stricken.

2. For correlation purposes, after the second comma in line 2 of section 4, line 4 of section 8, and line 5 of the title, insert "as amended by section 1, Legislative Bill 43, Seventy-second Session, Nebraska State Legislature, 1961,"; and in section 4, line 29, strike "who has violated provisions of" and insert "as provided in".

LEGISLATIVE BILL 677. Correctly engrossed.

LEGISLATIVE BILL 690. Correctly engrossed.

LEGISLATIVE BILL 701. Correctly engrossed.

LEGISLATIVE BILL 634. Correctly engrossed.

LEGISLATIVE BILL 697. Correctly engrossed.

LEGISLATIVE BILL 565. Correctly engrossed.

LEGISLATIVE BILL 593. Correctly engrossed.

LEGISLATIVE BILL 190. Correctly enrolled.

LEGISLATIVE BILL 709. Correctly enrolled.

LEGISLATIVE BILL 466. Correctly enrolled.

LEGISLATIVE BILL 688. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 190 LB 709 LB 466 LB 688

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 728	Monday, June 12, 1961	2:00 p.m.

UNANIMOUS CONSENTS—Executive Sessions

Mr. Ruhnke requested unanimous consent to hold an executive session of the Public Works Committee at 1:30 p.m., today, June 5. No objections. So ordered.

Mr. Vosoba requested unanimous consent to hold an executive session of the Judiciary Committee at 1:00 p.m., today, June 5. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 33.

Mr. Claussen requested unanimous consent to add Ross H. Rasmussen of Legislative District 11 as a co-introducer of LR 33. No objections. So ordered.

Mr. Vosoba objected to consideration of LR 33 at this time, and requested a showing of hands on the referral to a Standing Committee.

There were five seconds, and the Chair announced that the Resolution would be referred by the Reference Committee.

LEGISLATIVE RESOLUTION 34. Re: Legislative Council Study of Criminal Procedure.

Introduced by John P. Munnelly, 8th District; Joe T. Vosoba, 23rd District; and Marvin E. Stromer, 19th District.

WHEREAS, the increase of criminal activity in Nebraska is reaching alarming proportions and every possible means to curb the increase of crime should be studied, and

WHEREAS, the Criminal Code of Nebraska adopted when Nebraska joined the Union, and amended piece-meal many times in part, and now may be obsolete or inadequate.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the criminal procedure in Nebraska to see if criminal activity may be halted and the administration of criminal justice in this state be more effective. The committee shall report its findings to the next regular session of the Legislature with its recommendations for proposed legislation.

Mr. Munnelly requested unanimous consent to add the following as co-introducers of LR 34: William R. Skarda, Jr., 7th District; J. W. Burbach, 14th District; Arnold Ruhnke, 22nd District; Edwin T. McHugh, 3rd District; William Moulton, 10th District; Sam Klaver, 6th District; Cecil Craft, 38th District; Ross H. Rasmussen, 11th District; Michael P. Russillo, 9th District; Albert A. Kjar, 36th District; W. H. Hasebroock, 12th District; Theodore H. McCosh, 42nd District; Marvin Lautenschlager, 30th District; William B. Brandt, 2nd District; Jack Romans, 29th District; George Syas, 4th District; Don Thompson, 33rd District; Fern Hubbard Orme, 20th District; George A. Knight, 18th District; George H. Fleming, 43rd District; and Lloyd W. Stalder, 1st District. No objections. So ordered.

Referred to the Legislative Council Executive Board.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 657. With emergency.

A BILL FOR AN ACT to amend sections 23-107 and 23-118, Reissue Revised Statutes of Nebraska, 1943, relating to sale or lease of public grounds and buildings; to authorize the sale of real estate acquired because of the existence of an old age assistance lien without submitting the matter to the electors; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:
Bowen

Not voting, 3:

Bridenbaugh
Jensen
Nelson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 653.

A BILL FOR AN ACT to amend section 48-217, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that no person shall be denied employment because of refusal to pay a fee either directly or indirectly to a labor organization; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester

Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 3:

Munnelly
Skarda
Syas

Not voting, 2:

Jensen
Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 679.

A BILL FOR AN ACT to amend sections 44-402 and 44-404, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for the use of up-to-date mortality tables; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 680.

A BILL FOR AN ACT to amend sections 44-407.01, 44-407.04, and 44-407.05, Reissue Revised Statutes of Nebraska, 1943, relating to the standard nonforfeiture law; to restate requirements for a policy provision pertaining to cash surrender values; to redefine the calculation of adjusted premiums; to redefine factors to be disregarded in calculation of cash surrender values and nonforfeiture benefits; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 682. With emergency.

A BILL FOR AN ACT relating to schools; to authorize the electors of any Class VI school district to extend the grade offerings of that district to include seven and eight as prescribed; to provide the manner of supporting such grade offerings; to provide how such election shall be conducted; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Nelson

Not voting, 1:

Jensen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. McHugh introduced eleven ladies from Alvo.

LEGISLATIVE BILL 521.

A BILL FOR AN ACT to establish the Nebraska Song Committee and provide its compensation, powers, and duties; to provide for the selection of an official state song; and to provide for a report to the Clerk of the Legislature.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 2:

Syas
Thompson

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 468.

A BILL FOR AN ACT relating to fiduciaries; to authorize certain fiduciaries to enter into agreements for the construction, operation, and maintenance of electric and communication facilities; and to provide how such authority shall be exercised.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 667.

A BILL FOR AN ACT to amend sections 23-161, 23-166, 23-171, 23-172, and 23-174, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide comprehensive zoning powers to counties in which is located a city of the primary class; to provide the scope of such authority and the manner of its exercise; to provide for adoption of a comprehensive county plan, as prescribed; to provide for adoption of prescribed standard codes; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Nelson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Withdraw LB 298

Mr. Stromer renewed his pending request found in the Legislative Journal for the One Hundred-second Day to withdraw LB 298.

There were no objections, and the bill was withdrawn.

SELECT FILE

LEGISLATIVE BILL 374. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 689. E and R amendment found in the Legislative Journal for the One Hundred-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 703. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 471. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 650. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 708. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 500. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Wylie introduced Mr. and Mrs. Carlyle Vietor of Bloomfield.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 586. Indefinitely postponed.

LEGISLATIVE BILL 641. Placed on General File.

LEGISLATIVE BILL 725. Placed on General File.

(Signed) Hans O. Jensen, Chairman

GENERAL FILE

LEGISLATIVE BILL 263. Read and considered.

Mr. Romans offered the following amendment which was adopted with 22 ayes, 18 nays, and 3 not voting:

1. Amend section 1 of the bill, line 22 by inserting after the stricken matter the following: *"as follows: (1) one half of the fund shall be divided among the counties according to the rural population of the counties according to the 1960 federal census, and (2) one half of the fund divided among the counties".*

UNANIMOUS CONSENT—Executive Session

Mr. Munnelly requested unanimous consent to hold an executive session of the Banking, Commerce and Insurance Committee at 3:30 p.m., today, June 5. No objections. So ordered.

Recess

At 11:55 am., on a motion by Mr. Craft, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Burney presiding.

The roll was called and all members were present.

Visitors

Mr. Syas introduced Mrs. John Keriakedes, Teacher, and thirty-two pupils of Westside Junior High School, Omaha, and Mrs. Alseth and Mrs. Starmer, Sponsors.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 443. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 35. Re: Legislative Council Study of the Generation, Transmission, and Distribution of Public Power.

Introduced by the Committee on Public Works, Arnold Ruhnke, 22nd District, Chairman.

WHEREAS, the generation, transmission, and distribution of electrical power in Nebraska is publicly owned; and

WHEREAS, such districts have also helped Nebraska maintain a leading position in the United States and in the world with respect to water resource development and with respect to atomic power, and

WHEREAS, in recent years there have been disputes, sometimes resulting in prolonged and costly litigation, among the various public power agencies of this state; and

WHEREAS, harmony among, and efficient operation of, the various public power agencies are essential to the continued growth and industrial development of this state; and

WHEREAS, calm and careful study of the problems faced by the various public power agencies, including an examination of the laws relating thereto, is necessary in order to properly resolve such problems.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee of seven members to make a study of problems in connection with all phases of the generation, transmission, and distribution of public power in this state, the problems facing the various public power agencies, and the law relating thereto.

2. That such committee make to the next regular session of the Legislature a report of its findings together with its recommendations, if any, for changes in the laws of this state.

BE IT FURTHER RESOLVED that we recommend the sum of $25,000 be appropriated for the use of the committee in carrying out its purpose.

Referred to the Legislative Council Executive Board.

Visitors

Mr. Craft introduced Mr. and Mrs. Ervin McGregor and daughters of North Platte.

Mr. Forrester introduced Miss Betty Olsen of Sargent.

Mr. McCosh introduced former Senator Terry Carpenter of Scottsbluff.

Mrs. Orme introduced Bob Cunningham, student of Pius X High School, Lincoln.

Mr. Erlewine introduced Mr. Stanley Smith of Wauneta.

Mr. Jensen introduced Reverend and Mrs. Strauskov of Tyler, Minnesota.

GENERAL FILE

LEGISLATIVE BILL 263. Considered.

Mr. Syas moved that LB 263 be indefinitely postponed.

Mr. Staubitz moved the previous question. The motion lost with 17 ayes, 22 nays, and 4 not voting.

Speaker Thompson Presiding

Mr. Peck moved the previous question. The motion prevailed with 24 ayes, 10 nays, and 9 not voting.

Mr. Russillo requested a record vote.

Voting in the affirmative, 26:

Adams
Brandt
Bridenbaugh
Diers
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Orme
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo

Voting in the negative, 17:

Adamson
Bowen
Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Jensen
Kjar
McHugh
Nelson
Peck
Romans
Ruhnke
Webb
Wylie

Not voting, 0.

The Syas motion prevailed and LB 263 was indefinitely postponed.

Member Excused

Mr. Moulton was excused at 3:25 p.m., for the remainder of the day.

Invitation

Mr. Adamson, in behalf of Mr. Paxton, President of the Nebraska Stock Growers Association, and in his capacity as Vice President of the organization, extended an invitation to the members to attend the convention of the Nebraska Stock Growers Association at Norfolk, on June 8, 9, and 10, and to be guests of the Association at the banquet on Friday night, June 9.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

June 5, 1961

Honorable Dwight W. Burney
Lieutenant Governor
State Capitol
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees will meet at 1:45 p.m. on Monday, June 12, 1961 in the Supreme Court Hearing Room for the purpose of hearing an appointment submitted by Governor Frank B. Morrison as follows:

> Lloyd Pospishil to serve as Judge of the Court of Industrial Relations for the period beginning June 9, 1961 and ending June 9, 1967.

Respectfully yours,

(Signed) J. O. Peck
J. O. PECK, Chairman
Committee on Committees

JOP/jg

GENERAL FILE

LEGISLATIVE BILL 480. Laid over until Monday, June 12, at the request of Mr. Rasmussen.

UNANIMOUS CONSENT—LB 642

Mr. Bowen requested unanimous consent to have his pending motion, found in the Legislative Journal for the Ninety-eighth Day, to place LB 642 on General File, considered the first order of business after Select File on Tuesday, June 6. No objections. So ordered.

Mr. Marvel Presiding

GENERAL FILE

LEGISLATIVE BILL 217. Considered.

Mr. Thompson offered the following amendments:

1. Amend section 1 of the bill, by striking line 21 by striking "than once in ten years," in line 22 and inserting "shall redistrict the state in 1963 and 1981, and every ten years thereafter. In the year 1981, and every ten years thereafter, if there is no substantial change in the federal census, the Legislature may by a vote of two-thirds of the members elected to the Legislature vote not to redistrict. In the event the Legislature fails to redistrict the state as prescribed and the Legislature fails to vote that there is no substantial change in the federal census by two-thirds of the members elected to the Legislature, then within six months after the Legislature adjourns its regular session, the Supreme Court shall redistrict the state.".

2. Amend section 2 of the bill by striking lines 6 to 10 and inserting the following:

"Constitutional amendment providing for redistricting by the Legislature or by the Supreme Court if Legislature fails to redistrict and that area as well as population shall be taken into consideration.".

Amendments pending.

Mr. Adamson offered the following amendment:

1. Amend the Thompson amendments to read that we "shall redistrict the state in 1963". Strike the remainder of the amendments.

Amendment pending.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Jack Romans

The motion lost with 8 ayes, 20 nays, and 15 not voting.

Visitors

Mr. Ruhnke introduced Mr. C. C. McKay of Fairbury.

Mrs. Orme introduced Miss Veratti, Doctor of Laws, of Milan, Italy, who is an International Law student touring the United States.

GENERAL FILE

LEGISLATIVE BILL 217. Considered.

Laid over at the request of Mr. Syas.

President Burney Presiding

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Peter H. Claussen

The motion prevailed with 15 ayes, 12 nays, and 16 not voting, and at 4:02 p.m., the Legislature adjourned.

Hugo S. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, June 6, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Munnelly who was excused until 9:50 a.m.

Corrections for the Journal

Page 1588, line 34, show the word "and" as stricken.

Page 1589, line 10, show the first "and" as stricken.

Page 1592, line 4, insert a comma after "83-134".

Page 1601, lines 9 and 26, show the word "and" as stricken.

The Journal for the One Hundred-third Day was approved as corrected.

Communication

Letter from Mr. Dean Underberg of Norfolk, opposing LB 567.

LEGISLATIVE EXPENSES, MAY 1961

Account E-2 Salaries of Members		
Gross Amount		$ 8,600.00
Account E-4 Officers' and Employees' Salaries		
Gross Amount		16,798.60
Account 7 Salary of Lieutenant Governor		
Gross Amount		250.00
Account 7A Expenses, Lieutenant Governor		
Supt. of State Bldgs. & Grounds		
Telephone Service—March	$16.72	
Telephone Service—April	15.86	
Total Expenses		32.58

Account 8 Clerks' Salary, Other Wages, Maintenance and Supplies		
Gross Amount—Salary		791.66
Account E-5 Incidental Expense		
Capital Printing Company—Supplies for Senators	$ 26.56	
Joe I. Christensen—Daily Journal April	2,246.64	
Lincoln Tele. & Tele. Co.	25.25	
Purchasing Department—Multilithing	4.45	
Purchasing Department—Supplies	174.41	
Manpower, Inc. Salary	71.20	
R & H Hoover Service—Repair Cleaner	19.55	
The Rosewell Floral Co.	7.00	
R E A Express Agency	3.82	
Nebr. Typewriter Co.—Rental of Equipment	150.50	
Capital Printing Company—LB 694 thru 712	741.76	
Purchasing Department—IBM Services	145.92	
Latsch Brothers—Repair equipment	8.80	
Hicks Radio Co.—Magnetic Tapes	37.23	
Supt. of State Bldgs. & Grounds—Telephone—March	187.06	
Manpower, Inc.—Salary	185.12	
The Acorn Press—Ceremony Program	55.00	
Capital Printing Co.—Supplies for Senators	584.40	
Judah Distributing Co.—Casters for Waste Paper Box	9.32	
Latsch Brothers, Inc.—Blade—Ball Races	26.00	
The Lincoln Tele. & Tele. Co.—April	12.50	
Moore Business Forms—Stock Labels	139.27	
Nebr. Dept. of Roads—Multilith Maps	7.25	
Supt. of State Bldgs. & Grounds—Telephone April	180.98	
Total Expenses		$ 5,049.99

(Signed) Hugo F. Srb
Clerk of the Legislature

Presented to the Governor

Presented to the Governor for approval on June 5, 1961, at 4:30 p.m.: LB 709 LB 688 LB 466 LB 190

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 316. Placed on Select File as amended.

E and R amendments to LB 316:

1. For correlation purposes, after the second comma in line 2 of new section 1, insert "as amended by section 2, Legislative Bill 627, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 10, strike "chiropody" and insert "podiatry"; strike beginning with "state" in line 10, through "nurses" in line 13 and insert "Board of Cosmetologist Examiners, the Board of Barber Examiners, the Board of Nursing"; and strike beginning with "stock" in line 13 through "examiners" in line 16, and insert "Brand Fund of the Secretary of State, the State Board of Examiners for Professional Engineers and Architects".

2. In renumbered section 2, line 1, strike "Section" and insert "Sec."; in line 6, strike "and including" and show the same as stricken; in line 7, strike "and" and insert "and ,"; in line 7, strike "*including*" and insert "*and*"; and in line 10, strike "State" and show the same as stricken.

3. For correlation purposes, strike section 3 as shown in the Waldo General File Amendment 3, and insert:

"Sec. 3. That original section 81-127, Reissue Revised Statutes of Nebraska, 1943, and section 33-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 627, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.".

4. In the title, after the second comma in line 3, insert "and section 33-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 627, Seventy-second Session, Nebraska State Legislature, 1961,"; and in line 7, insert "to provide an exception;" after the semicolon.

LEGISLATIVE BILL 710. Placed on Select File.

LEGISLATIVE BILL 547. Placed on Select File.

LEGISLATIVE BILL 555. Placed on Select File as amended.

E and R amendment to LB 555:

1. In the title, line 6, insert "to provide a maximum fee for a continuing permit;" after the semicolon.

LEGISLATIVE BILL 714. Placed on Select File.

LEGISLATIVE BILL 513. Placed on Select File as amended.

E and R amendments to LB 513:

1. Reinstate the period in section 1, line 35.

2. In the title, line 6, insert "to limit the funds that may be used for such system;" after the semicolon.

LEGISLATIVE BILL 605. Placed on Select File as amended.

E and R amendments to LB 605:

1. In new section 1, line 6, strike "is" and insert "are".

2. In new section 2, line 13, strike "system" and insert "systems".

3. In new section 4, line 15, insert a comma after "1962".

4. In the title, strike lines 2 to 13, and insert:

"FOR AN ACT relating to public power; to declare legislative intent; to provide for the elimination of overlapping, duplication and conflict as prescribed; to provide for negotiations as prescribed; to create the Nebraska Public Power Committee, prescribing its selection, composition, powers, and duties; to provide duties for the Director of Water Resources; to provide for reports; to provide how long this act shall be in effect; and to declare an emergency.".

LEGISLATIVE BILL 640. Replaced on Select File as amended.

E and R amendments to LB 640:

1. In section 1, insert "*or village*" after "city" in lines 6 and 8.

2. In new section 3, line 7, strike "19-301" and insert "~~19-301~~ *1 of this act*".

LEGISLATIVE BILL 712. Replaced on Select File as amended.

E and R amendment to LB 712:

1. In the title, as amended by Enrollment and Review Amendment 3, adopted June 2, 1961, line 2, insert "81-219," before "and"; and in line 5, insert "to change a license renewal date;" after the semicolon.

LEGISLATIVE BILL 656. Replaced on Select File as amended.

E and R amendment to LB 656:

1. In the title, line 2, strike "and 60-330" and insert ", 60-330, and 60-334".

LEGISLATIVE BILL 622. Correctly engrossed.

LEGISLATIVE BILL 435. Correctly engrossed.

LEGISLATIVE BILL 518. Correctly engrossed.

LEGISLATIVE BILL 388. Correctly engrossed.

LEGISLATIVE BILL 393. Correctly engrossed.

LEGISLATIVE BILL 657. Correctly enrolled.

LEGISLATIVE BILL 653. Correctly enrolled.

LEGISLATIVE BILL 679. Correctly enrolled.

LEGISLATIVE BILL 680. Correctly enrolled.

LEGISLATIVE BILL 682. Correctly enrolled.

LEGISLATIVE BILL 521. Correctly enrolled.

LEGISLATIVE BILL 468. Correctly enrolled.

LEGISLATIVE BILL 667. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 657 LB 653 LB 679 LB 680 LB 682 LB 521 LB 468 LB 667

Reference Committee Report

LR	Committee
33	Public Works

(Signed) Dwight W. Burney
Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 36. Re: Acceptance of Bust of John G. Neihardt to be Permanently Placed in the State Capitol.

Introduced by Dale Erlewine, 37th District.

WHEREAS, John G. Neihardt, who was declared poet laureate by House Roll 467 by the Nebraska State Legislature in 1921, has had a close connection between the growth of civilization and the development of literature, and

WHEREAS, John G. Neihardt, while a citizen of Nebraska, wrote a national epic wherein he developed the mood of courage with which our pioneers explored and subdued our plains, and thus inspired in Americans that love of the land and its heroes whereby great national traditions are built and perpetuated, and

WHEREAS, for more than sixty years he has written lines of poetry that are received and recognized as great works of art, and

WHEREAS, the fine lyrics of this great poet have been studied in our public schools by the children of Nebraska, and

WHEREAS, the friends of John G. Neihardt have offered to donate to the State of Nebraska a bust of this distinguished person, provided said bust, sculptured by his wife Mona, is placed permanently in a suitable place in the Nebraska State Capitol.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That this Legislature accept the bust of John G. Neihardt and it be permanently placed in one of the niches in the corridors of the State Capitol.

Mr. Claussen requested unanimous consent to add his name as a co-introducer of LR 36. No objections. So ordered.

Mr. Erlewine requested unanimous consent to add Fern Hubbard Orme, 20th District, and W. H. Hasebroock, 12th District, as co-introducers of LR 36. No objections. So ordered.

LEGISLATIVE RESOLUTION 37. Re: Air Transportation in Nebraska.

Introduced by George C. Gerdes, 41st District; Elvin Adamson, 40th District; and Fern Hubbard Orme, 20th District.

WHEREAS, the future of Nebraska's development is dependent upon adequate transportation to all areas of the state, and

WHEREAS, there are areas of Nebraska that are devoid of proper transportation facilities, and

WHEREAS, air transportation is playing a greater part in our economy.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislature of Nebraska request the Governor and the Department of Aeronautics to thoroughly investigate:

(a) The possibility of continuing and expanding present air routes,
(b) The efficiency and attitude of present air service,
(c) Rates for air travel, and
(d) The possibility of discontinuing franchises of dissatisfied carriers and extending the franchises to other interested airlines.

2. That the Governor and the Department of Aeronautics continue to cooperate with the cities of this state in securing their legitimate needs for air transportation.

Mr. Gerdes requested unanimous consent to add the following as co-introducers of LR 37: H. L. Gerhart, 15th District; Dale Erlewine, 37th District; Richard D. Marvel, 31st District; Willard H. Waldo, 21st District; George H. Fleming, 43rd District; Theodore H. McCosh, 42nd District; J. O. Peck, 26th District; William B. Brandt, 2nd District; Marvin Lautenschlager, 30th District; Don Thompson, 33rd District; Ernest H. Staubitz, 34th District; and William Moulton, 10th District. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 175.

A BILL FOR AN ACT to amend sections 48-604, 48-616, 48-622, and 48-631, Reissue Revised Statutes of Nebraska, 1943, and section 48-602, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 34, Seventy-second Session, Nebraska State Legislature, 1961, relating to Employment Security Law; to redefine terms; to correct internal references; to harmonize the provisions with previous legislation; to clarify the provisions thereof; to provide for extension of time for reconsideration of benefit determination; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Munnelly
Ruhnke

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 323.

A BILL FOR AN ACT to amend sections 39-764.01, 60-505, and 60-507, Reissue Revised Statutes of Nebraska, 1943, and section 39-764, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 29, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicles; to increase the amount of damage to require a report of a motor vehicle accident; to provide that certain reports of motor vehicle accidents shall be made to the Department of Motor Vehicles rather than the Department of Roads; to eliminate the provision that a report to a police headquarters will satisfy the requirement of such report; to provide for the form of such report; to provide that the Department of Motor Vehicles shall furnish a portion of such report to the Department of Roads; to provide that a portion of such report shall contain information respecting liability insurance, which portion shall be forwarded to the company, if any, named as furnishing liability insurance; to provide a presumption and the effect of such presumption; to change the time for the taking of prescribed action by the Department of Motor Vehicles; and to repeal the original sections, and also sections 60-505.01, 60-524.01, and 60-524.02, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 3:

Jensen
Nelson
Waldo

Not voting, 3:

Munnelly
Ruhnke
Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 624.

A BILL FOR AN ACT relating to counties; to provide authority, as prescribed, for counties in which is located a city of the primary class with respect to public grounds and parks and the construction of statutes, memorials, and works of art.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Munnelly
Ruhnke

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 618.

A BILL FOR AN ACT relating to insurance; to require that title insurance companies maintain loss and reinsurance reserves; to provide for the determination of the amount thereof; and to provide the purposes of such reserves.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Ruhnke

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 485.

A BILL FOR AN ACT relating to county roads; to provide for abolition of the position of county highway superintendent in counties having a population of less than eighteen thousand inhabitants when such position has been created pursuant to an election, as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Jensen
Ruhnke

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 330.

A BILL FOR AN ACT to amend section 33-126.04, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to provide for an increase in fees of the county judge for taking dedimus to prove a will; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 2:

Nelson
Romans

Not voting, 2:

Jensen
Ruhnke

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 331.

A BILL FOR AN ACT to amend section 33-126.05, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to provide for an increase in prescribed fees to be allowed the county judge; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo

Voting in the negative, 6:

Adamson
Claussen
Nelson
Romans
Webb
Wylie

Not voting, 2:

Jensen
Ruhnke

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MESSAGE FROM THE GOVERNOR

June 2, 1961

Members of the Legislature
State House

Gentlemen and Mrs. Orme:

I am respectfully requesting the introduction of a bill regarding a change in the Grade A Milk Law.

On March 27, 1961 your honorable body approved LB 196, known as the Nebraska Grade A Milk Law which was signed by Governor Morrison on March 29. It has been called to my attention that this has created problems which should be corrected at the earliest possible date.

The problem arises because of the language contained in Section 22. This section authorizes municipalities to provide for the inspection of milk, and then states that no ordinance shall conflict with any law of this state, or impose any additional requirement for the sale of milk processed outside the corporate limits of the municipality than is imposed by law. For several years, by ordinance, some cities have prohibited the sale of any milk or milk products within the city other than Grade A. The State of Nebraska, by Legislative Bill 196, does not limit the sale of milk to Grade A. This act is obviously only an act requiring the correct labels on milk containers. It follows that a city ordinance which imposes an additional requirement for the sale of milk by limiting the sale to Grade A has been invalid since March 29, 1961.

Respectfully submitted,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:s

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 730. By William Moulton of Legislative District 10, upon recommendation of the Governor.

A BILL FOR AN ACT to amend section 22, Legislative Bill 196, Seventy-second Session, Nebraska State Legislature, 1961, relating to milk; to provide that municipal corporations may, by ordinance, provide for the inspection of milk products other than milk or cream sold within its corporate limits and of dairy plants, dairy farms and dairy herds kept for the production of dairy products other than milk or cream as prescribed; to repeal the original section; and to declare an emergency.

SUSPEND RULES—LB 730

Mr. President: I move that the rules be suspended and LB 730 be placed on General File. (Signed) William Moulton

Mr. Waldo requested unanimous consent that the Moulton motion be laid over.

Mr. Moulton objected.

The Moulton motion prevailed with 30 ayes, 4 nays, and 9 not voting, and LB 730 was placed on General File.

Visitors

Mr. Stromer introduced Mr. Loyd K. Fisher of the University of Nebraska and the following I.C.A. Contract Students: D. P. Apte of India, Igusti Bagus Teken of Indonesia and Wei Minz Ho of Taiwan, China.

UNANIMOUS CONSENT—Executive Session

Mr. Vosoba requested unanimous consent to have the Judiciary Committee meet in executive session at 1:00 p.m., today, June 6. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 419. E and R amendments found in the Legislative Journal for the One Hundred-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 524. E and R amendment found in the Legislative Journal for the One Hundred-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 378. E and R amendments found in the Legislative Journal for the One Hundred-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 604. E and R amendment found in the Legislative Journal for the One Hundred-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 504. E and R amendments found in the Legislative Journal for the One Hundred-third Day were adopted.

Mr. Vosoba offered the following amendments which were adopted by unanimous consent:

1. Add the emergency clause.

2. Amend the title to conform.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 693. E and R amendments found in the Legislative Journal for the One Hundred-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 574. E and R amendments found in the Legislative Journal for the One Hundred-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 707. E and R amendment found in the Legislative Journal for the One Hundred-third Day was adopted.

Mr. Gerdes offered the following amendment:

1. Amend section 1 of the bill, line 14 by striking "principally" and inserting "*for the greater portion of the calendar year*" after "kept".

Amendment pending.

Laid over at the request of Mr. Bowen.

LEGISLATIVE BILL 717. E and R amendments found in the Legislative Journal for the One Hundred-third Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mrs. Orme introduced Miss Ann Kezeor, Pius X High School student, Lincoln, who is a representative of Cornhusker Girls' State.

Mr. Claussen introduced members of the Busy Day Extension Club of Stanton County, and their daughters.

MOTION—LB 642

Mr. Bowen renewed his pending motion, found in the Legislative Journal for the Ninety-eighth Day, to place LB 642 on General File.

Speaker Thompson Presiding

Mr. Adams requested unanimous consent to lay over the Bowen motion until 2:00 p.m., today.

Mr. Bowen objected.

Mr. Peck moved the previous question. The motion prevailed with 28 ayes, 10 nays, and 5 not voting.

The Bowen motion prevailed with 29 ayes, 14 nays, and 0 not voting, and LB 642 was placed on General File.

Visitors

Mr. Adams introduced Dr. A. B. Pittman of Omaha.

Mr. Craft introduced Mr. Don Robertson of North Platte.

Mr. Brandt introduced his parents, Mr. and Mrs. George Brandt of Unadilla.

UNANIMOUS CONSENT—Revert to Communications

Mr. Skarda requested unanimous consent to revert to the reading of communications. No objections. So ordered.

Communication

Telegram opposing the passage of LB 433, signed by John F. Blankenship, Frank A. Harm, Carroll W. Whited, Fred L. Lahr, Dr. George E. Shada, Fred Sorensen, Arthur J. Hanson, Ray F. Prohaska, Edward D. Redmond, W. A. Day, M. J. Stefecek, and Mike Novak, of Omaha.

NOTICE OF COMMITTEE HEARINGS

Public Works

LR 33	Monday, June 12, 1961	2:00 p.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 467. Indefinitely postponed.

LEGISLATIVE BILL 227. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Judiciary

LEGISLATIVE BILL 493. Placed on General File as amended.

Standing Committee amendment to LB 493:

1. Section 1, line 9, strike the words "or obligation" and amend the title to conform.

LEGISLATIVE BILL 715. Indefinitely postponed.

LEGISLATIVE BILL 718. Indefinitely postponed.

LEGISLATIVE BILL 722. Indefinitely postponed.

LEGISLATIVE BILL 723. Placed on General File.

(Signed) Joe T. Vosoba, Chairman

Visitor

Mr. Bowen introduced Mr. Earl Gharring, Nuckolls County Commissioner, of Nelson.

MOTION—LB 613

Mr. President: I move that LB 613 be placed on General File. (Signed) Peter H Claussen

Motion pending.

GENERAL FILE

LEGISLATIVE BILL 433. Sections 1 through 5 read.

President Burney Presiding

Members Excused

Messrs. Lautenschlager, McCosh, Gerhart and Knight were excused for this afternoon, June 6.

MOTION—Recess

Mr. President: I move that we recess until 2:00 p.m. (Signed) Frank Nelson

The motion prevailed with 18 ayes, 4 nays, and 21 not voting, and at 12:00 o'clock noon, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Burney presiding.

Ease

The Legislature was at ease from 2:03 to 2:15 p.m.

The roll was called and all members were present except Messrs. Gerhart, Knight, Lautenschlager and McCosh who were excused.

GENERAL FILE

LEGISLATIVE BILL 433. Sections 6 through 17 read. Considered.

Mr. Vosoba Presiding

UNANIMOUS CONSENT—Revert to Communications

Mr. Skarda requested unanimous consent to revert to the reading of communications. No objections. So ordered.

Communication

Telegram opposing the passage of LB 433, signed by Frank Frost of Omaha.

Visitors

Mrs. Orme introduced Mrs. Ruth Hall and Ivan Hall of Lincoln.

Mr. Stromer introduced Mr. and Mrs. Russell Trott of Lincoln, Mr. Robert Cumming and Mr. Vincent Schiavo of New York City.

Mr. Diers introduced Messrs. Leonard, Schultz and Hastings of York.

GENERAL FILE

LEGISLATIVE BILL 433. Considered.

Standing Committee amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Mr. Bowen offered the following amendment which was adopted:

1. Amend the title to conform.

Mr. Munnelly offered the following amendment which was adopted with 33 ayes, 0 nays, and 10 not voting.

1. Amend section 6, by adding a new subsection (13) as follows: "(13) Subsection (11) of Section 6 shall not become opera-

tive in a city of the metropolitan class until the governing body of such city of the metropolitan class shall submit such proposition to the electors of such city for approval by a majority vote of the electors voting thereon.".

Mr. Adams moved that LB 433 be indefinitely postponed.

Mr. Jensen moved the previous question. The motion prevailed with 26 ayes, 3 nays, and 14 not voting.

Mr. Skarda requested a record vote.

Voting in the affirmative, 7:

Adams
Erlewine
Marvel
Moulton
Nelson
Skarda
Webb

Voting in the negative, 32:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Hasebroock
Jensen
Kjar
Klaver
McHugh
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Wylie

Not voting, 4:

Gerhart
Knight
Lautenschlager
McCosh

The Adams motion lost.

Advanced to E and R for review with 30 ayes, 8 nays, and 5 not voting.

President Burney Presiding

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) George Syas

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 594. Considered.

Advanced to E and R for review with 24 ayes, 1 nay, and 18 not voting.

Member Excused

Mr. Russillo was excused at 4:10 p.m., for the remainder of the day.

LEGISLATIVE BILL 217. Considered.

Mr. Adamson requested unanimous consent to withdraw his pending amendment found in the Legislative Journal for the One Hundred-third Day. No objections. So ordered.

Mr. Adamson offered the following amendment which was adopted:

1. Amend section 1 of the bill by striking line 21 and by striking "than once in ten years", and inserting "shall redistrict the state in 1963 and may redistrict the state from time to time, not more often than once in ten years". Strike the remainder of the Thompson amendment.

Mr. Syas moved to recommit LB 217 to the Government and Military Affairs Committee. The motion lost with 5 ayes, 28 nays, and 10 not voting.

Mr. Syas moved to strike the enacting clause on LB 217. The motion lost with 6 ayes, 29 nays, and 8 not voting.

MOTION—Adjournment

Mr. President: I move that we adjourn. (Signed) Fern Hubbard Orme

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 217. Considered.

The pending Thompson amendment found in the Legislative Journal for the One Hundred-third Day was rejected as amended with 9 ayes, 22 nays, and 12 not voting.

Advanced to E and R for review with 29 ayes, 5 nays, and 9 not voting.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Matt Wylie

The motion prevailed with 18 ayes, 10 nays, and 15 not voting, and at 4:36 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, June 7, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams and Vosoba who were excused, and Mr. Munnelly who was excused until 9:45 a.m.

The Journal for the One Hundred-fourth Day was approved.

Communications

Letter from Senator Roman L. Hruska acknowledging receipt of LR 30.

Petitions bearing thirty-eight signatures favoring LB 578 and LB 721.

Presented to the Governor

Presented to the Governor for approval on June 6, 1961, at 2:15 p.m.: LB 667 LB 468 LB 521 LB 682 LB 680 LB 679 LB 653 LB 657

(Signed) Martha Haines, Enrolling Clerk

UNANIMOUS CONSENT—LB 578

Mr. Bridenbaugh requested unanimous consent to have LB 578 placed at the head of General File for consideration today, June 7. No objections. So ordered.

Announcement

Mr. McHugh alerted the members that a Rules Committee Hearing will be held either Tuesday or Wednesday, June 13th and 14th, and proposed rule changes should be prepared in typewritten form, six copies, to be submitted to members of the Rules Committee.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 130. Placed on General File as amended.

Standing Committee amendments to LB 130:

1. Amend Section 1 of the bill, line 1, by inserting ", except horses and mules." after livestock, line 9 by striking "the day" and inserting "ninety days", line 23 by inserting "United State Department of Agriculture" after "average", and line 25 by inserting "; *Provided,* that purebred livestock shall have an actual value of ten percent in excess of other livestock; and *provided further,* that stock cows be assessed at 15 percent above United States Department of Agriculture prices" before the period.

2. Amend the bill by adding a new section to be known as Section 3 and to read as follows:

"Sec. 3. *Any person interested in the taxation, or any taxing unit, may, within ten days after such computation of values has been filed, file objections in writing with the Tax Commissioner to the valuations so fixed by the Tax Commissioner, stating wherein they claim such valuations are unjust or inequitable. Upon the filing of such objections the Tax Commissioner shall fix a time of hearing the same at which time the Attorney General shall appear in behalf of the state. Either party shall be permitted to introduce any evidence in reference thereto and the Tax Commissioner shall act upon the objections and shall make such an order in the premises as to the board shall seem just and reasonable, and the order shall be considered as the final order in the case from which an appeal may be taken to the Supreme Court in the same manner as appeals are taken from an order of the State Board of Equalization and Assessment relating to the assessment of railroad property under the provisions of sections 77-613 to 77-619.*".

2. Amend the title to conform.

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 469. Placed on Select File as amended.

E and R amendments to LB 469:

1. In the Ruhnke General File Amendment 1, line 7, insert "*lines*" after "*electric*".

2. In Standing Committee Amendment 1, section 3, lines 6 and 7, section 4, line 2, section 5, lines 1 and 2, and section 6,

lines 1 and 2, strike *"Director of Water Resources"* and insert *"director"*.

3. In Standing Committee Amendment 1, section 4, line 1, strike the semicolon and insert an underscored comma; in line 3, strike the comma; and in line 11, strike *"in section 6"* and insert *"required by section 6 of this act"*.

4. In the title, line 5, insert "not" after "need" and in line 8, insert "to provide for line extensions, as prescribed, without prior approval; to provide for delayed applications; to provide additional jurisdiction, for a specificed time, for the Director of Water Resources; to provide procedures for the approval of prescribed electrical construction;" after the semicolon.

LEGISLATIVE BILL 3. Placed on Select File as amended.

E and R amendments to LB 3:

1. For correlation purposes, after the second comma in line 2 of renumbered section 2, insert "as amended by section 1, Legislative Bill 343, Seventy-second Session, Nebraska State Legislature, 1961,"; in lines 3 and 6, strike "2-1547" and insert "2-1565"; and in line 15, insert ", commission, Nebraska soil and water conservation commission," after "Committee".

2. For correlation purposes, strike renumbered section 3, and insert:

"Sec. 3. That original section 2-304, Revised Statutes Supplement, 1959, and section 2-1503, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 343, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.".

3. For correlation purposes, in the title, strike lines 2 and 3, and insert:

"FOR AN ACT to amend section 2-304, Revised Statutes Supplement, 1959, and section 2-1503, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 343, Seventy-second Session, Nebraska State Legislature, 1961, relating to agri-".

LEGISLATIVE BILL 46. Placed on Select File as amended.

E and R amendments to LB 46:

1. In section 1, line 10, insert *"are"* after "duties".

2. For correlation purposes, after the second comma in line 2 of renumbered section 6, insert "as amended by section 9, Legislative Bill 648, Seventy-second Session, Nebraska State Legislature,

1961,"; in line 4, strike "Blind" and insert "Visually Handicapped"; in line 10, strike "~~if the pupil be a minor,~~"; and in lines 11 and 12, strike "~~or shall have attained the age of majority~~".

3. In renumbered section 7, line 2, strike "and"; in line 3, strike the first comma; in line 3, strike ", 79-1906, and 79-2007" and insert "and 79-1906"; and after the second comma in line 4, insert "and section 79-2007, Revised Statutes Supplement, 1959, as amended by section 9, Legislative Bill 648, Seventy-second Session, Nebraska State Legislature, 1961,".

4. In the title, line 3, strike "and"; in line 4, strike "79-426.16,"; in lines 4 and 5, strike ", 79-1906, and 79-2007" and insert "and 79-1906"; and after the third comma in line 5, insert "and section 79-2007, Revised Statutes Supplement, 1959, as amended by section 9, Legislative Bill 648, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 264. Placed on Select File as amended.

E and R amendment to LB 264:

1. In the title, line 4, insert ", with the approval of the voters," after "may".

LEGISLATIVE BILL 689. Replaced on Select File as amended.

E and R amendment to LB 689:

1. In section 3, lines 62 and 64, strike "Blind" and insert "Visually Handicapped".

LEGISLATIVE BILL 504. Replaced on Select File as amended.

E and R amendments to LB 504:

1. Add a new section to be known as section 7 and to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In line 11 of the title, as amended by Enrollment and Review Amendment 3, adopted June 6, 1961, strike "and"; and in line 11, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 420. Correctly engrossed.

LEGISLATIVE BILL 412. Correctly engrossed.

LEGISLATIVE BILL 711. Correctly engrossed.

LEGISLATIVE BILL 580. Correctly engrossed.

LEGISLATIVE BILL 666. Correctly engrossed.

LEGISLATIVE BILL 175. Correctly enrolled.

LEGISLATIVE BILL 323. Correctly enrolled.

LEGISLATIVE BILL 624. Correctly enrolled.

LEGISLATIVE BILL 618. Correctly enrolled.

LEGISLATIVE BILL 485. Correctly enrolled.

LEGISLATIVE BILL 330. Correctly enrolled.

LEGISLATIVE BILL 331. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 175 LB 323 LB 624 LB 618 LB 485 LB 330 LB 331

Members Excused

Mr. Adams was excused until Friday, June 9.

Mr. Vosoba was excused until Monday, June 12.

RESOLUTIONS

LEGISLATIVE RESOLUTION 37.

LR 37 was adopted with 37 ayes, 0 nays, and 6 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

Speaker Thompson Presiding

LEGISLATIVE BILL 476.

A BILL FOR AN ACT relating to hospitals; to define terms; to authorize prescribed governmental subdivisions to levy a hospital sinking fund tax; to provide for the use, management, and investment of the proceeds of such tax; to provide that the provisions of this act shall supercede other acts; and to provide how this act may be cited.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Munnelly
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 265.

A BILL FOR AN ACT to amend section 15-808, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to permit the board of equalization of a city of the primary class to meet at any time for the purpose of equalizing assessment of any omitted or undervalued property and to add to the assessment rolls any taxable property not included therein; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans

Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Munnelly
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 262.

A BILL FOR AN ACT to amend sections 14-101 and 15-101, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan and primary class; to change the number of inhabitants in the determination of classification of cities of metropolitan and primary class; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adams
Munnelly
Russillo
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

President Burney Presiding

LEGISLATIVE BILL 610. With emergency.

A BILL FOR AN ACT to amend sections 31-727, 31-728, 31-729, 31-739, 31-740, 31-744, and 31-749, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide for additional powers of such districts; to grant such districts powers to construct, acquire, repair, improve, operate and to develop and to contract concerning a sewer system, a water system, a system of public roads, a water supply, electricity for street lighting, public parks, playgrounds and recreational facilities and to borrow money, issue bonds, and levy taxes; to provide for procedural requirements; to provide for the amendment of articles of association; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugn
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Adams
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 542.

A BILL FOR AN ACT relating to rules of the road; to provide when it shall be permissible to drive other than on the right side of the roadway; to provide rules for passing and overtaking vehicles; to provide penalties; to amend section 39-746, Reissue Revised Statutes of Nebraska, 1943, as amended by section 28, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961; to repeal the original section and also sections 39-748 and 39-7,109, Reissue Revised Statutes of Nebraska, 1943, and section 39-

7,110, Reissue Revised Statutes of Nebraska, 1943, as amended by section 31, Legislative Bill 136, Seventy-second Session, Nebraska State Legislature, 1961.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Adams
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Gerhart introduced his wife, and Mrs. Orville Larson and Miss Ruth Ann Larson of Newman Grove.

Mr. Peck introduced his grandson, Kevin Prochaska.

LEGISLATIVE BILL 492. With emergency.

A BILL FOR AN ACT to amend section 77-1502, Revised Statutes Supplement, 1959, as amended by section 6, Legislative Bill 45, Seventy-second Session, Nebraska State Legislature, 1961, relating to taxation; to require the filing of an inventory, as prescribed, when protests filed with the county board of equalization involve a stock of merchandise; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adams
Moulton
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 487. With emergency.

A BILL FOR AN ACT relating to the State Real Estate Commission; to make it unlawful for any person, firm, partnership, association, or corporation to sell, or offer for sale, any real estate, or interest therein, of a promotional nature, located outside this state except by a real estate broker, duly licensed in this state; to provide for an application to offer such real estate for sale; to provide duties for the State Real Estate Commission; to prohibit certain acts as prescribed; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson

Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting: 4:

Adams
Moulton
Syas
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Wylie introduced Judge Lyle Jackson and Judge R. V. Sheets of Neligh.

LEGISLATIVE BILL 169.

Mr. Jensen moved that LB 169 be returned to Select File for the following specific amendment:

1. Strike the enacting clause.

Amendment pending.

Mr. Brandt moved the previous question.

Mr. Stryker requested unanimous consent to lay over LB 169.

Mr. Romans objected.

The Brandt motion prevailed with 27 ayes, 9 nays, and 7 not voting.

Mr. Stryker moved that LB 169 be laid over. The motion prevailed with 24 ayes, 15 nays, and 4 not voting.

MOTION—LB 411

Mr. Rasmussen renewed his pending motion, found in the Legislative Journal for the Sixty-third Day, to place LB 411 on General File.

Mr. Rasmussen requested a record vote.

Voting in the affirmative, 22:

Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Hasebroock
Jensen

Klaver
Knight
McCosh
Moulton
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Webb

Voting in the negative, 13:

Adamson
Bridenbaugh
Diers
Gerdes
Gerhart
Kjar
Marvel
McHugh
Romans
Stromer
Stryker
Thompson
Wylie

Not voting, 8:

Adams
Bowen
Brandt
Lautenschlager
Nelson
Syas
Vosoba
Waldo

The Rasmussen motion prevailed, and LB 411 was placed on General File.

UNANIMOUS CONSENT—Read and Print Statement

Mr. Marvel requested unanimous consent for permission to read a statement relative to the restatement of the Budget publicity policy, and to have the statement printed in the Journal. No objections. So ordered.

Mr. Marvel read the following statement:

RESTATEMENT OF BUDGET PUBLICITY POLICY

At its first meeting, on January 5, 1961, the Budget Committee adopted a motion to channel all its news releases through the chairman. This policy has been adhered to throughout this session of the Legislature.

The committee has realized that it had an obligation to release any and all budget figures first to the members of the Legislature. After all, the final responsibility for appropriations decisions rests with this body and it should be the first recipient of all material available from the study and decisions of its Budget Committee.

The chairman of the Budget Committee also tried to keep in mind his responsibility to the committee. The budget bill is a committee bill and not the work of any one member. The chairman's authority to make public statements on any committee action must be exercised within the committee rules and regulations.

The restatement of the Budget Committee publicity policy was given by the chairman to Governor Morrison in a conference on June 5, 1961.

No member of the Budget Committee has authorized the release of any budgetary figures to any member of the communications media or to any other source. The committee assumed that members of the news media would respect the rules of release of budget figures, for the committee has always attempted to keep the press informed of its actions and discussions within the present legislative committee rules.

The committee has felt that its present program of first releasing its statement of policy and approach, then giving a general background at the time the budget bill had been printed and finally of discussing the bill by account number, to be the fairest and soundest method of approach.

The budget bill deliberations are too important to be confused by inaccurate figures presented ahead of the full discussion on the floor of the Legislature. The committee will do its part in making the discussions clear and pertinent.

(Signed) Richard D. Marvel, Chairman

Speaker Thompson Presiding

Member Excused

Mr. Wylie was excused at 11:05 a.m., for the remainder of the morning.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 490. Placed on General File as amended.

Standing Committee amendment to LB 490:

1. Amend the bill by striking sections 1 to 9 and inserting the following:

"Section 1. That section 44-114, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

44-114. In addition to any other fees and charges provided by law, the following shall be due and payable to the Department of Insurance: (1) For filing the documents, papers, statements, and information required by law upon the organization of domestic or the entry of foreign or alien insurers or rating bureaus, fifty dollars, except assessment *incorporated* associations, which shall pay a fee of ten dollars only; (2) for renewing each certificate of authority of insurers or rating bureaus, thirty dollars, except domestic *incorporated* assessment associations which do business in less than thirty-one counties in Nebraska, which shall pay five dollars; (3) for each certificate of valuation, deposit, compliance, or other certificate for whomsoever issued, one dollar; (4) for filing any report which may be required by the department from any unincorporated mutual association, two dollars; (5) for copying official records of documents other than annual statements of authorized insurers, ten cents per one hundred words; (6) for copying annual statements of authorized insurers, fifty cents per page; (7) for each license requisitioned for or issued to a non-resident agent or broker, ten dollars; (8) for each license issued pursuant to section 44-139 as now existing or as hereafter amended, one hundred dollars; (9) for each license requisitioned by a foreign or alien insurer for a resident agent thereof, two dollars; (10) for each license requisitioned by a domestic insurer for a resident agent thereof, one dollar; ~~and~~ (11) for each resident broker's license issued, ten dollars*; and (12) for each permit issued to an unincorporated assessment association, five dollars.*

Sec. 2. That section 44-386, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

44-386. Nothing in this chapter shall be so construed as to prevent any number of persons, residents of this state, from making mutual pledges and giving valid obligations to each other for their own insurance from loss by ~~fire, lightning, tornado, cyclone,~~ hail, death, *from any cause, or from loss or expense resulting from the sickness of the insured, or from bodily injury or death of the insured by accident, or both, and every insurance pertaining thereto.* ~~or other cause for which insurance may be obtained under any of the laws of this state.~~ Such association of persons shall in no case insure any ~~property not owned by one of their number, and no life except that of their number~~ *person not a member of such association,* nor shall the provisions of ~~sections 44-301 to 44-396~~ *Chapter 44* be applicable to such associations of persons, *except as herein provided,* except that the Department of Insurance may require such reports as it deems ~~advisable.~~ *necessary and reasonable.* Such associations of persons shall receive no premiums, make no dividends, nor pay in any case more than ~~two dollars per day~~ *a reasonable amount not to exceed one thousand four hundred dollars per year, as determined annually by the board of directors,* to any of their officers or employees; ~~and then only when actually employed for~~ *as compensation for services rendered to* the association, nor shall they hire any agents or solicitors. No such association or persons shall ever make any levies or collect any money from its members, except to pay for losses ~~on property or lives insured~~ and such expenses as are ~~herein provided for~~ *necessary and incidental to the operation of such association.*

Sec. 3. *Such associations as are now existing or may hereafter be formed shall adopt articles of association which shall state (1) the name of the association; (2) the place in Nebraska where the principal office will be located; and (3) the purpose, which shall be restricted to the kind or kinds of insurance to be provided, and the powers necessary or incidental to carrying out such purpose. Such articles of association shall also provide for a board of directors of not less than three nor more than seven persons to be elected by the members from among their number or in such other manner as the articles of association shall provide. The manner of election of such board members and their terms, which shall not exceed three years, shall be provided for in the articles of association. Nothing in this section shall be construed to prevent any officer or director from being reelected to his office one or more times. Such articles of association may be amended by a majority of the members present in person or by proxy at any annual meeting or at a special meeting called for that purpose, notice of which annual or special meeting, together with a copy of the proposed amendments to such articles of association, shall be mailed to each member at his last-known address, or otherwise given as provided in the by-laws not less than ten nor more than thirty days prior to such meetings.*

Sec. 4. *The by-laws of such association shall prescribe the manner and methods of operation of the association and shall provide for an annual meeting of the members of the association to be held at a time and place designated therein. At each such annual meeting there shall be transacted such business of the association as may come before it, which business shall include but not be limited to the election of members of the board of directors. Officers of the association shall be elected from among the members either by the members of the association at the annual meeting or by the directors according to procedure specified in the by-laws.*

Sec. 5. *Unincorporated assessment associations existing on the effective date of this act may continue to operate as such until May 1, 1962, without obtaining a permit as provided in section 7 of this act. No such association shall operate on or after May 1, 1962, unless it shall have (1) filed with the Department of Insurance its articles of association and by-laws; (2) filed with the Department of Insurance copies of all applications, policies, certificates, and other evidences of insurance coverage to be used by such association; and (3) applied for and received a permit as provided in section 7 of this act.*

Sec. 6. *No unincorporated assessment association formed after the effective date of this act shall provide insurance coverage until* *it shall have (1) filed with the Department of Insurance its articles of association and by-laws; (2) filed with the Department of Insurance copies of all applications, policies, certificates, and other evidences of insurance coverage to be used by such association; and (3) applied for and received a permit as provided in section 7 of this act.*

Sec. 7. *If the Director of Insurance finds (1) that such association has complied with the applicable statutes and the rules of the Department of Insurance; (2) that its articles of association and by-laws are in proper form; and (3) that the applications, policies, certificates, and other evidences of insurance coverage are in proper form, he shall issue a permit to such association authorizing it to provide insurance coverage in Nebraska as an unincorporated assessment association. Such permit, unless it be sooner terminated by action of the Director of Insurance or upon request of the association, shall be in force and effect until the last day of April following its issuance and may be renewed annually thereafter upon application of the association so long as the association continues to comply with statutes and the rules of the Department of Insurance applicable to its operation. For the issuance of such permit, each such association shall pay the fee provided by section 44-114.*

Sec. 8. *All amendments to the articles of association and bylaws shall be filed with the Department of Insurance within a reasonable time after their adoption. No application, policy, certificate or other evidence of insurance coverage shall be used by such association until a copy thereof has been filed with and approved by the Department of Insurance.*

Sec. 9. *Any decision of the Department of Insurance or of the Director of Insurance in connection with the administration of this act shall be subject to review as provided in section 44-154.*

Sec. 10. *The Director of Insurance shall have power to make all needful rules for the purpose of carrying out the true spirit and meaning of this enactment provided such rules are adopted in accordance with the provisions of sections 84-901 to 84-916.*

Sec. 11. That original sections 44-114 and 44-386, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) John P. Munnelly, Chairman

MOTION—Introduce Bill

Mr. President: I move that the Committee on Banking, Commerce and Insurance be permitted to introduce a bill relating to cemetery districts.

This bill corrects an obvious error in the drafting of LB 678 which limited the area to one township which would make the law unworkable in many instances.

This new bill makes provisions for communities equivalent in area to one township or more to establish a cemetery district. (Signed) John P. Munnelly, Chairman

Permission to introduce the bill granted with 36 ayes, 0 nays, and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 731. By Committee on Banking, Commerce and Insurance, John P. Munnelly, 8th District, Chairman.

A BILL FOR AN ACT to amend section 1, Legislative Bill 678, Seventy-second Session, Nebraska State Legislature, 1961, relating to cemetery districts; to eliminate the limitation on maximum area that may be included in a cemetery district; to repeal the original section; and to declare an emergency.

SUSPEND RULES—LB 731

Mr. President: I move that the rules be suspended and LB 731 be placed on General File. (Signed) John P. Munnelly

The motion prevailed with 35 ayes, 0 nays, and 8 not voting.

Member Excused

Mr. McHugh was excused at 11:15 a.m., for the remainder of the morning.

Visitor

Mr. Skarda introduced Mr. Glenn Leach of Omaha.

SELECT FILE

LEGISLATIVE BILL 707.

Mr. Gerdes offered the following amendment which was adopted by unanimous consent:

1. Amend the pending Gerdes Amendment, line 2, by striking "principally" and inserting "permanently".

The pending Gerdes specific amendment found in the Legislative Journal for the One Hundred-fourth Day was adopted as amended by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 316. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Mr. McCosh moved that LB 316 be indefinitely postponed.

Mr. Moulton Presiding

President Burney Presiding

Mr. Romans moved the previous question. The motion prevailed with 19 ayes, 12 nays, and 12 not voting.

The McCosh motion to indefinitely postpone LB 316 lost with 16 ayes, 20 nays, and 7 not voting.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—LB 578

Mr. Bridenbaugh requested unanimous consent that LB 578 be laid over on General File. No objections. So ordered.

Member Excused

Mr. Bridenbaugh was excused for this afternoon, June 7.

Visitors

Mr. Stromer introduced Mr. and Mrs. Al Weilage and Mr. and Mrs. Wilson Haupt of Lincoln, and guest, Volkmar Siems of Germany.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel requested unanimous consent to hold an executive session of the Budget Committee at 1:30 p.m., today, June 7. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 710. Advanced to E and R for engrossment.

LEGISLATIVE BILL 547.

Mr. Ruhnke offered the following amendment which was adopted by unanimous consent:

1. Amend section 1 of the bill, line 19 by inserting "*and shall be delinquent on March 1*" after "January 1", and line 21 by inserting before the period the following: "*; Provided, if the initial certificate or permit is issued to a motor carrier on or after July 1, the fee shall be fifty per cent of the annual fee*".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 555. E and R amendment found in the Legislative Journal for the One Hundred-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 714. Advanced to E and R for engrossment.

LEGISLATIVE BILL 513. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 605. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 640. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 712. E and R amendment found in the Legislative Journal for the One Hundred-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 656. E and R amendment found in the Legislative Journal for the One Hundred-fourth Day was adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE RESOLUTION 28. Recommended rejection.

Statement on LR 28:

The committee recommends that Legislative Resolution 28 be rejected by the Legislature.

It was the feeling of the committee that the objectives to "stop this reckless spending" were laudable but there might be danger in prejudicing government agencies to withold the assistance to enterprises in Nebraska. This conclusion was reached after objection to the measure had been voiced and revolves around the different interpretation of what people in Nebraska deem worthy of assistance but that might be otherwise questioned by the agencies in Washington who would have the option of dispensing that assistance.

The committee recommended by a vote of 5 ayes, 3 nays and one not voting that the resolution be rejected by the Legislature.

LEGISLATIVE RESOLUTION 27. Recommended adoption as amended.

Statement on LR 27:

Legislative Resolution 27 was recommended by the committee for adoption subject to certain amendments which are as follows:

1. In the fourth paragraph beginning with the word "WHEREAS" insert the words "in reply to her questionnaire" following the word "Maine".
2. Strike the sixth paragraph beginning with the word "WHEREAS".
3. Strike section (b) of paragraph 1 and make section (c) section (b).

The reason for amendment No. 1 was purely explanatory and sets forth the fact that the letter from Mr. Donald Bastemeyer, Commissioner of Labor was written in reply to a questionnaire sent out by the Commissioner of Labor & Industry of the State of Maine. The second amendment deleting paragraph six was adopted as the committee felt this was largely repetition and unnecessary. It was felt section (b) might be controversial, did not add particularly to the strength of the resolution nor did it accomplish the objective of the resolution.

Legislative Resolution 27, as amended, is herewith submitted by a vote of 8 ayes and one not voting.

LEGISLATIVE RESOLUTION 27
(AS AMENDED)

Introduced by Jack Romans, 29th District, Marvin Lautenschlager, 30th District; J. O. Peck, 26th District; Theodore H. McCosh, 42nd District; Albert A. Kjar, 36th District; Elvin Adamson, 40th District and W. H. Hasebroock, 12th District.

WHEREAS, the Constitution of the State of Nebraska provides that no person shall be denied employment because of membership or affiliation with, or resignation or expulsion from a labor organization or because of refusal to join or affiliate with a labor organization, the same being a declaration of the fact that Nebraska is a "Right to Work" state, and

WHEREAS, the same is in accord with the fundamental principles of individual liberty and freedom of choice; and

WHEREAS, the above is the public policy of the State of Nebraska; and

WHEREAS, the Commissioner of Labor of Nebraska, Donald Bastenmeyer, has written the Commissioner of Labor and Industry of the State of Maine in reply to her questionnaire setting forth an opinion that the Nebraska law has only served the purpose of confusing the whole field of employee-employer relationships and that the same is not good legislation "in any sense of the word" and that restrictive labor laws have resulted in a substantial loss of our younger people; and

WHEREAS, these statements were also published in the May 6th, 1961 issue of the National AFL-CIO news, as well as entered as formal testimony before the Legislature of the State of Maine on the question of a right to work law in that state; and

WHEREAS, such undocumented opinions by the Commissioner of Labor of the State of Nebraska, jeopardizes the Nebraska Industrial Development program by creating a false, nation-wide image, regarding the Nebraska business and labor climate; and

WHEREAS, it is a proven fact that the Nebraska business climate is one of the state's greatest assets and that the Nebraska Right to Work law is and has been a plus factor in advancing and enriching the economy of our state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That this Legislature hereby reaffirms it's faith and belief in the Nebraska Right to Work law and the freedom of choice given to workers under said law for the following reasons:

(a) Forty-five plants have located in Nebraska and fifteen additional plants have announced expansion programs since 1958.

(b) That the Nebraska Right to Work Law has not destroyed unionism in Nebraska but has strengthened it; that union membership has grown substantially in Nebraska over the last decade and that management-labor relations have been stabilized to the benefit of everybody.

2. That a copy of this resolution be forwarded immediately to both houses of the Legislature of the State of Maine, thus setting forth and reaffirming Nebraska's faith and belief in the Right to Work principle.

3. That the Nebraska Legislature forthwith issue a public invitation through the Division of Nebraska Resources to all industrial and manufacturing firms interested in plant relocation or expansion, to come to Nebraska and personally investigate the effects of the Nebraska Right to Work Law and how the same has been of the greatest benefit to the business climate of the state.

(Signed) George A. Knight, Acting Chairman

Recess

At 12:02 p.m., on a motion by Mr. Stryker, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Adams, Bridenbaugh, and Vosoba who were excused.

MOTION—LB 613

Mr. Claussen renewed his pending motion found in the Legislative Journal for the One Hundred-fourth Day to place LB 613 on General File.

Mr. Peck moved the previous question. The motion prevailed with 24 ayes, 9 nays, and 10 not voting.

The Claussen motion lost with 9 ayes, 24 nays, and 10 not voting.

GENERAL FILE

LEGISLATIVE BILL 623. Considered.

Mr. Jensen offered the following amendment:

1. Amend the bill by striking section 1 and inserting in lieu thereof the following:

"Section 1. The Board of Control is authorized to utilize space which is temporarily surplus to the needs of other mental hospital facilities under their jurisdiction for patients committed to or lawfully confined in the Beatrice State Home. Patients so transferred to another hospital shall be housed in facilities separate and apart from facilities used to house patients committed to such other hospital, and after their transfer such patients shall receive the same type or care, custody, and treatment as they would have received had they remained at the Beatrice State Home, and the charges for their care and maintenance shall be the same as though they were housed at the Beatrice State Home, and the charges shall be collected in the manner provided in sections 83-224 to 83-226, Reissue Revised Statutes of Nebraska, 1943; *Provided,* that as to such patients so transferred the amounts due as provided in section 83-226, Reissue Revised Statutes of Nebraska, 1943, shall be certified by the superintendent of the institution where they are actually confined to the superintendent of the Beatrice State Home, who shall in turn certify such amounts to the Auditor of Public Accounts. The Beatrice State Home shall within thirty days after receiving such certificate transfer to the credit of the institution where such patients are confined the amount so certified.".

Amendment pending.

Laid over.

Member Excused

Mr. McCosh was excused at 3:00 p.m., for the remainder of the day.

LEGISLATIVE BILL 625. Read and considered.

Standing Committee amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Mr. Klaver offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

LEGISLATIVE BILL 493. Read and considered.

Standing Committee amendment found in the Legislative Journal for the One Hundred-fourth Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 460. Considered.

Mr. Rasmussen requested unanimous consent to withdraw his pending motion found in the Legislative Journal for the One Hundred-second Day to indefinitely postpone LB 460. No objections. So ordered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 719. Read and considered.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 289.

Mr. President: Your Committee on Budget to whom was referred Legislative Bill 289 instruct me to report the same back to the Legislature with the recommendation that the rules regarding five days' notice of public hearing on bills referred to committees be suspended, and that the printed substitute bill for LB 289 be placed on General File.

(Signed) Richard D. Marvel, Chairman

The rules were suspended with 32 ayes, 0 nays, and 11 not voting, and substitute LB 289 was placed on General File.

Speaker Thompson Presiding

MOTION—LB 369

Mr. President: I move that LB 369 be placed on General File. (Signed) George Syas

Motion pending. Laid over.

Adjournment

At 4:03 p.m., on a motion by Mr. Forrester, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, June 8, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Vosoba who was excused.

The Journal for the One Hundred-fifth Day was approved.

Visitors

Mr. Forrester introduced Doug and Steve Kyles of Lincoln.

MESSAGE FROM THE GOVERNOR

June 7, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your honorable body that on June 5, 1961 I approved LB 392, LB 363, LB 685, LB 687, LB 692, LB 684, LB 585, LB 473, LB 472 and LB 403.

On June 6, 1961 I approved LB 291, LB 407, LB 669, LB 686 and LB 695.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

Communications

Letters from Representatives, Dave Martin and Phil Weaver, acknowledging receipt of LR 30, and news release concerning Norris Memorial Bill enclosed with Weaver letter.

Letter from Mrs. Helen Greene, Executive Secretary, Nebraska Safety Council, informing the Legislature of the Council's adoption of a Resolution endorsing LB 582.

Letter from Mr. George J. Buglewicz of Omaha regarding legislation to regulate casualty insurance companies, and opposing sales tax on restaurants and hotels.

Letter from Mr. John P. Robertson of Washington, D.C., expressing his and Mrs. Robertson's appreciation of the program held at the State Capitol in connection with the acceptance and unveiling of Senator Norris' bust.

Invitation

Invitation from Adjutant General Lyle A. Welch to members to visit the National Guard Camp at Ashland on Wednesday afternoon, June 14, buses to leave the west side of the Capitol at 3:00 p.m.

Presented to the Governor

Presented to the Governor for approval on June 7, 1961, at 3:30 p.m.: LB 175 LB 323 LB 624 LB 618 LB 485 LB 330 LB 331

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 702. Placed on Select File as amended.

E and R amendments to LB 702:

1. Strike sections 1 to 15 and insert one new section to be known as section 1 and to read as follows:

"Section 1. A city of the first class may improve its streets and alleys by the use of salt stabilized base or armor coating in the same manner, to the same extent, and with the same limitations as provided by law for paving or repaving such streets or alleys. All provisions of law respecting paving or repaving by a city of the first class shall apply to any improvements made under the authority of this section.".

2. In the title, strike lines 2 to 10 and insert: "FOR AN ACT relating to cities of the first class; to authorize cities of the first class to improve streets and alleys by the use of salt stabilized base or armor coating as prescribed.".

LEGISLATIVE BILL 594. Placed on Select File as amended.

E and R amendments to LB 594:

1. For correlation purposes, in section 1, after the second comma in line 2, insert "as amended by section 1, Legislative Bill 593, Seventy-second Session, Nebraska State Legislature, 1961,"; remove underscoring in line 11; and at the end of line 13, insert: "Weights determined on such weighing stations shall be presumed to be accurate and shall be accepted in court as prima facie evidence of a violation of the laws relating to the size, weight, load, and registration of buses, motor trucks, truck-tractors, and trailers; *Provided,* that the owner or driver of a vehicle found to be in violation of such laws by the use of portable scales shall have the right to demand an immediate reweighing at his expense at the nearest permanent state-approved scale capable of weighing the vehicle, and if a substantial variance exists between the weights of the permanent and portable scales, then the weights determined on the permanent scale shall prevail.".

2. For correlation purposes, in section 6, line 1, strike "60-1301,"; and after the first comma in line 3, insert "and section 60-1301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 593, Seventy-second Session, Nebraska State Legislature, 1961,".

3. For correlation purposes, in the title, line 2, strike "60-1301,"; and after the comma in line 4, insert "and section 60-1301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 593, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 217. Placed on Select File as amended.

E and R amendments to LB 217:

1. In section 1, line 6, insert "Sec. 5." before "At".

2. In section 2, line 3, strike ", the" and insert ". The"; and insert "☐" before "For" in line 11 and before "Against" in line 12.

3. In the title, line 5, insert "established lines other than county lines may be followed and" after "state"; and in line 6, strike "weight may" and insert "prescribed weight shall".

LEGISLATIVE BILL 706. Replaced on Select File as amended.

E and R amendment to LB 706:

1. In section 5, line 1, strike the period and insert a colon.

LEGISLATIVE BILL 547. Replaced on Select File as amended.

E and R amendment to LB 547:

1. In the title, line 6, insert "to provide for fees;" after the semicolon.

LEGISLATIVE BILL 489. Correctly engrossed.

LEGISLATIVE BILL 374. Correctly engrossed.

LEGISLATIVE BILL 703. Correctly engrossed.

LEGISLATIVE BILL 471. Correctly engrossed.

LEGISLATIVE BILL 650. Correctly engrossed.

LEGISLATIVE BILL 708. Correctly engrossed.

LEGISLATIVE BILL 500. Correctly engrossed.

LEGISLATIVE BILL 476. Correctly enrolled.

LEGISLATIVE BILL 265. Correctly enrolled.

LEGISLATIVE BILL 262. Correctly enrolled.

LEGISLATIVE BILL 610. Correctly enrolled.

LEGISLATIVE BILL 542. Correctly enrolled.

LEGISLATIVE BILL 492. Correctly enrolled.

LEGISLATIVE BILL 487. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 476 LB 265 LB 262 LB 610 LB 542 LB 492 LB 487 LR 37

RESOLUTIONS

LEGISLATIVE RESOLUTION 28.

Mr. Knight moved that the Committee report be adopted and that LR 28 be rejected.

Mr. Lautenschlager moved the previous question. The motion prevailed with 25 ayes, 10 nays, and 8 not voting.

Mr. Craft requested a record vote.

Voting in the affirmative, 27:

Adams
Adamson
Bowen
Bridenbaugh
Burbach
Diers
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
McHugh
Munnelly
Orme
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Waldo
Wylie

Voting in the negative, 13:

Brandt
Craft
Fleming
Forrester
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Peck
Romans
Syas
Webb

Not voting, 3:

Claussen
Erlewine
Vosoba

The Knight motion prevailed and LR 28 was rejected.

Visitors

Mr. Craft introduced Mr. Wendel Wood of North Platte, and Mrs. Charles Mead, Mrs. Charles Walter, and Miss Carlette Walter, Guardians, and twenty members of Job's Daughters of North Platte.

Mr. Bridenbaugh introduced his grandson, David Bridenbaugh, of Hubbard.

LEGISLATIVE RESOLUTION 27.

Mr. Knight moved that the Committee report be adopted and that LR 27 be adopted with the amendments as proposed by the Committee.

Mr. Jensen moved the previous question. The motion lost with 9 ayes, 26 nays, and 8 not voting.

Mr. Munnelly offered the following amendment:

1. Amend the amended LR 27 by striking the fourth "Whereas" paragraph.

Speaker Thompson Presiding

Mr. Munnelly requested a record vote.

Voting in the affirmative, 14:

Burbach
Fleming
Jensen
Klaver
Moulton
Munnelly
Orme
Rasmussen
Ruhnke
Skarda
Stalder
Stryker
Syas
Webb

Voting in the negative, 23:

Adamson
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager
McCosh
McHugh
Nelson
Peck
Romans
Russillo
Staubitz
Stromer
Thompson
Wylie

Not voting, 6:

Adams
Bowen
Forrester
Marvel
Vosoba
Waldo

The Munnelly amendment lost.

Mr. Russillo moved the previous question. The motion prevailed with 32 ayes, 0 nays, and 11 not voting.

Mr. Lautenschlager requested a record vote on the Knight motion.

Voting in the affirmative, 32:

Adamson
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Staubitz
Stromer
Stryker
Thompson
Waldo
Webb
Wylie

Voting in the negative, 9:

Burbach
Jensen
Klaver
Moulton
Munnelly
Rasmussen
Skarda
Stalder
Syas

Not voting, 2:

Adams
Vosoba

The Knight motion prevailed and the amended LR 27 was adopted.

Visitors

Mr. Russillo introduced his wife, and Miss Jacqueline Russillo of Pelliam, New York.

LEGISLATIVE RESOLUTION 36.

LR 36 was adopted with 25 ayes, 3 nays, and 15 not voting.

Visitors

Mr. Moulton introduced Mmes Robert Murry, Jack Wilkins, Earnest Thompsen, Douglas Meredith, Earl Hackstead and Robert Dawson and thirty-six Campfire Girls of Omaha.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 700. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

BILLS ON FINAL READING

LEGISLATIVE BILL 169.

Mr. Jensen requested unanimous consent to withdraw his pending motion found in the Legislative Journal for the One Hundred-fifth Day to return LB 169 to Select File for a specific amendment. No objections. So ordered.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 169.

A BILL FOR AN ACT to amend section 72-1007, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 115, Seventy-second Session, Nebraska State Legislature, 1961, relating to the State Institutional and Military Department Building Fund; to provide funds for the construction of a state Emergency Control Center; to eliminate the specific allocation of funds for air conditioning of the State Capitol; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Orme
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Waldo
Wylie

Voting in the negative, 8:

Craft
Forrester
Jensen
Kjar
Nelson
Peck
Rasmussen
Webb

Not voting, 3:

Marvel
Syas
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 677.

A BILL FOR AN ACT to amend section 82-101, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska State Historical Society; to extend the powers of the Nebraska State Historical Society as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Jensen
Marvel
Romans
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

President Burney Presiding

LEGISLATIVE BILL 690.

A BILL FOR AN ACT to amend section 77-103, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to include within the definition of terms therein defined overriding royalty interests and production payments with respect to oil or gas leases and units of beneficial interest in certain trusts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Craft
Jensen
Romans
Thompson
Vosoba
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 701.

A BILL FOR AN ACT to amend section 44-213, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to permit the deferred payment at specified future time or times of part of the salary, compensation, or emolument of any salaried employee, officer, trustee, or director of any domestic insurance company not in excess of a reasonable return for services performed or to be performed by such person; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 2:

Kjar
Ruhnke

Not voting, 2:

Romans
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Nay" on LB 169 and "Aye" on LB 677. (Signed) Richard D. Marvel

LEGISLATIVE BILL 634. With emergency.

A BILL FOR AN ACT relating to motor carriers of livestock; to provide for trip permits and fees for nonresident motor carriers of livestock to enter this state as prescribed; to provide exceptions; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager

Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 697.

A BILL FOR AN ACT to amend section 77-318, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 206, Seventy-second Session, Nebraska State Legislature, 1961, relating to taxation; to provide that no taxes, interest or penalties for the years prior to the year 1959 be assessed or collected for tangible or intangible personal property which was properly returned in the year 1959; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 565. With emergency.

A BILL FOR AN ACT to amend section 33-101, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to provide for an increase of certain fees to be paid to the Secretary of State; to eliminate requirement for payment of fees in advance; to provide for a cash fund for use as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 1:

Forrester

Not voting, 1:

Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 593.

A BILL FOR AN ACT to amend section 60-1301, Reissue Revised Statutes of Nebraska, 1943, relating to weighing stations; to clarify authority of the Department of Roads to maintain and operate portable scales on or adjacent to a state highway; to provide for prima facie evidence as prescribed; to provide for reweighing on permanent scales, as prescribed, and the effect thereof; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Budget be permitted to introduce a bill which would determine the costs of patients in the Nebraska Psychiatric Institute in Omaha, Nebraska, by formula, by combining the average costs of the Norfolk, Hastings, and Lincoln State Hospitals. The proposed bill spells out the manner in which the Board of Control shall apportion the costs of mental patients to the various counties. The bill would legalize the present practice used by the Board of Control. (Signed) Richard D. Marvel, Chairman

Permission to introduce the bill granted with 39 ayes, 0 nays, and 4 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 732. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to amend section 83-352, Revised Statutes Supplement, 1959, relating to the state mental hospitals; to provide the method of determining the cost of maintaining patients in the four mental hospitals as prescribed; and to repeal the original section.

SUSPEND RULES—LB 732

Mr. President: I move that the rules be suspended and LB 732 be placed on General File. (Signed) Richard D. Marvel

The motion prevailed with 35 ayes, 0 nays, and 8 not voting.

SELECT FILE

LEGISLATIVE BILL 469. E and R amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 3. E and R amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 46. E and R amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 264. E and R amendment found in the Legislative Journal for the One Hundred-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 689. E and R amendment found in the Legislative Journal for the One Hundred-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 504. E and R amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Advanced to E and R for engrossment.

Recess

At 11:55 a.m., on a motion by Mr. Russillo, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Claussen and Vosoba who were excused.

UNANIMOUS CONSENT—Change of Order

Mr. Brandt requested unanimous consent to have LB 279 and LB 113 considered on General File immediately following LB 623. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 578. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-seventh Day were adopted.

Mr. Kjar moved that LB 578 be indefinitely postponed.

Mr. Moulton Presiding.

Mr. Jensen moved the previous question. The motion prevailed with 21 ayes, 17 nays, and 5 not voting.

The Kjar motion lost with 16 ayes, 24 nays, and 3 not voting.

Mr. Bridenbaugh moved that LB 578 be advanced to E and R for review.

Mr. Erlewine requested a record vote.

Voting in the affirmative, 26:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Diers
Gerhart
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Stryker
Syas
Thompson
Waldo
Wylie

Voting in the negative, 14:

Adams
Craft
Erlewine
Fleming
Forrester
Gerdes
Jensen
Kjar
Klaver
Nelson
Peck
Russillo
Stromer
Webb

Not voting, 3:

Claussen
Staubitz
Vosoba

The Bridenbaugh motion prevailed and LB 578 was advanced to E and R for review.

Visitors

Mr. Staubitz introduced Mrs. Harold Shafts of Kearney, and Mrs. Dick Ryan, Kay Ryan, and Max Ryan.

Mr. Gerdes introduced Mrs. Frank J. Hamilton and five members of Job's Daughters from Chadron.

Mr. Rasmussen introduced Mr. Thomas Eason of North Bend, and Mr. Norman Shaffer of Hooper.

Member Excused

Mr. Adamson was excused for Friday, June 9.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 724. Placed on General File as amended.

Standing Committee amendment to LB 724:

1. Add the emergency clause.

(Signed) John P. Munnelly, Chairman

GENERAL FILE

LEGISLATIVE BILL 480. Laid over until Thursday, June 15, at the request of Mr. Rasmussen.

LEGISLATIVE BILL 623. Considered.

Mr. Jensen requested unanimous consent to withdraw his pending amendment found in the Legislative Journal for the One Hundred-fifth Day. No objections. So ordered.

Mr. Jensen offered the following amendment which was adopted:

1. Amend the bill by striking section 1 and inserting in lieu thereof the following:

"Section 1. The Board of Control is authorized to utilize space which is temporarily surplus to the needs of the Lincoln State Hospital and the Norfolk State Hospital facilities under their jurisdiction for patients committed to or lawfully confined in the Beatrice State Home. Patients so transferred to the Lincoln State Hospital or the Norfolk State Hospital shall be housed in facilities separate and apart from facilities used to house patients committed to such hospital, and after their transfer such patients shall receive the same type or care, custody, and treatment as they would have received had they remained at the Beatrice State Home, and the charges for their care and maintenance shall be the same as though they were housed at the Beatrice State Home, and the charges shall be collected in the manner provided in sections 83-224 to 83-226, Reissue Revised Statutes of Nebraska, 1943; *Provided,* that as to such patients so transferred the amounts due as provided in section 83-226, Reissue Revised Statutes of Nebraska, 1943, shall be certified by the superintendent of the institution where they are actually confined to the superintendent of the Beatrice State Home, who shall in turn certify such amounts to the Auditor of Public Accounts. The Beatrice State Home shall within thirty days after receiving such certificate transfer to the credit of the institution where such patients are confined the amount so certified.".

Advanced to E and R for review with 25 ayes, 3 nays, and 15 not voting.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Hans O. Jensen

The motion lost with 9 ayes, 22 nays, and 12 not voting.

President Burney Presiding

GENERAL FILE

LEGISLATIVE BILL 727. Read and considered.

Advanced to E and R for review with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 729. Read and considered.

Mr. Adamson offered the following amendment which was adopted:

1. Amend section 2 of the bill, line 1 by inserting "or four" after "three", and line 4 by inserting before the period the following: "; *Provided,* that the production record brand shall be used in conjunction with the regular registered brand on the same side of the animal as the registered brand".

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

MOTION—Change of Order

Mr. President: I move that bills affecting the budget now on General File be considered in the following order at the head of that file: LB 279, LB 113, LB 713, LB 642, LB 411, LB 288, LB 641, LB 567 and LB 726. (Signed) Richard D. Marvel

The motion prevailed unanimously.

GENERAL FILE

LEGISLATIVE BILL 725. Read and considered.

Mr. Moulton moved that LB 725 be indefinitely postponed.

Mr. Peck moved the previous question. The motion prevailed with 25 ayes, 6 nays, and 12 not voting.

The Moulton motion lost with 1 aye, 30 nays, and 12 not voting.

Advanced to E and R for review with 31 ayes, 1 nay, and 11 not voting.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Sam Klaver

The motion lost with 13 ayes, 20 nays, and 10 not voting.

GENERAL FILE

LEGISLATIVE BILL 730. Read and considered.

Mr. Waldo requested unanimous consent to lay over LB 730.

Mr. Moulton objected.

MOTIONS—Adjournment

Mr. President: I move to adjourn to 7:30 a.m., tomorrow. (Signed) Marvin Lautenschlager

The motion lost.

Mr. President: I move we adjourn. (Signed) Willard H. Waldo

The motion lost.

Mr. Waldo moved that LB 730 be referred to the Agriculture Committee for a public hearing.

Mr. Russillo requested a record vote.

Voting in the affirmative, 8:

Bridenbaugh
Gerhart
Knight
Nelson
Rasmussen
Ruhnke
Stryker
Waldo

Voting in the negative, 26:

Adamson
Bowen
Brandt
Diers
Erlewine
Forrester
Gerdes
Hasebroock
Kjar
Klaver
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Webb
Wylie

Not voting, 9:

Adams
Burbach
Claussen
Craft
Fleming
Jensen
Romans
Thompson
Vosoba

The Waldo motion lost.

Adjournment

At 5:09 p.m., on a motion by Mr. Adamson, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, June 9, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adamson and Vosoba who were excused.

Corrections for the Journal

Page 1669, line 14, correct the spelling of the word "load".

Page 1679, line 31, correct the spelling of the word "legalize".

The Journal for the One Hundred-sixth Day was approved as corrected.

Presented to the Governor

Presented to the Governor for approval on June 8, 1961, at 4:00 p.m.: LB 610 LB 542 LB 492 LB 487 LB 476 LB 265 LB 262

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 528. Placed on Select File as amended.

E and R amendments to LB 528:

1. In section 2, line 30, strike "an" and insert "and"; and in line 33, strike "and" and insert "an" both as in the statutes.

2. In section 3, line 45, insert a comma after "firm" as in the statutes; and in line 107, strike "*it*" and insert "*him*".

3. In section 4, line 46, strike "that" and show the same as stricken.

4. For correlation purposes, after the second comma in line 2 of section 3, insert "as amended by section 1, Legislative Bill 528, Seventy-second Session, Nebraska State Legislature, 1961,"; in lines 12 and 13, strike "referred to in subsection (3) of this section,"; strike beginning with "There" in line 57 through the period in line 65 and insert "There shall be displayed on the front and rear windows of each such vehicle a decal on which shall be plainly printed in black letters not less than two inches high the words In Transit and a registration number, which registration number shall be different for each pair of decals issued, and the form of such decal and the numbering system shall be as prescribed by the Department of Motor Vehicles. Each dealer issuing such decals shall keep a record of the registration number of each pair of decals on the invoice of such sale."; and in line 65, strike "card" and insert "decal"; and in lines 72 and 73 strike ", as referred to in subsection (1) of this section".

5. For correlation purposes, in section 6, line 2, strike "60-320,"; and after the second comma in line 3, insert "and section 60-320, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 524, Seventy-second Session, Nebraska State Legislature, 1961,".

6. For correlation purposes, in the title, line 2, strike "60-320," and after the comma in line 4, insert "and section 60-320, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 524, Seventy-second Session, Nebraska State Legislature, 1961,".

LEGISLATIVE BILL 625. Placed on Select File as amended.

E and R amendment to LB 625:

1. In the title, strike lines 6 to 10, and insert "blind persons; to expand the purposes for which such fund may be used; and to repeal".

LEGISLATIVE BILL 493. Placed on Select File as amended.

E and R amendment to LB 493:

1. In the title, line 7, strike "thereof" and insert "therein"; and in line 8, strike "or obligation".

LEGISLATIVE BILL 460. Placed on Select File as amended.

E and R amendments to LB 460:

1. In Standing Committee Amendment 1, lines 3 and 4, strike "state Board of Health" and insert "*Department of Health,*".

2. In the title, strike beginning with the second "to" in line 3 through "settlement" in line 5, and insert "to change provisions respecting times not to be included in determining legal settlement".

LEGISLATIVE BILL 719. Placed on Select File.

LEGISLATIVE BILL 693. Replaced on Select File as amended.

E and R amendment to LB 693:

1. In section 3, line 8, strike "his life" and insert "their lives"; and in line 9 strike "his" and insert "their".

LEGISLATIVE BILL 419. Correctly engrossed.

LEGISLATIVE BILL 524. Correctly engrossed.

LEGISLATIVE BILL 378. Correctly engrossed.

LEGISLATIVE BILL 604. Correctly engrossed.

LEGISLATIVE BILL 574. Correctly engrossed.

LEGISLATIVE BILL 710. Correctly engrossed.

LEGISLATIVE BILL 714. Correctly engrossed.

LEGISLATIVE BILL 169. Correctly enrolled.

LEGISLATIVE BILL 677. Correctly enrolled.

LEGISLATIVE BILL 690. Correctly enrolled.

LEGISLATIVE BILL 701. Correctly enrolled.

LEGISLATIVE BILL 634. Correctly enrolled.

LEGISLATIVE BILL 697. Correctly enrolled.

LEGISLATIVE BILL 565. Correctly enrolled.

LEGISLATIVE BILL 593. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 169 LB 677 LB 690 LB 634 LB 701 LB 697 LB 565 LB 593 LR 36 LR 27

BILLS ON FINAL READING

LEGISLATIVE BILL 622. Laid over temporarily at the request of Mr. Skarda.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 435. With emergency.

A BILL FOR AN ACT to amend section 83-424, Revised Statutes Supplement, 1959, and section 33-117, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 609, Seventy-second Session, Nebraska State Legislature, 1961, relating to fees and allowances; to provide that county sheriffs shall be allowed ten cents per mile for each mile traveled in performance of their duties within their several counties or adjacent counties; to provide for a minimum allowance of fifty cents in lieu of mileage, for the performance of their duties within a radius of two miles from the courthouse; to increase the fee for boarding prisoners, except as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 1:

Ruhnke

Not voting, 2:

Adamson
Vosoba

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 518.

Messrs. Munnelly, Klaver, Skarda, Adams, and Syas moved that LB 518 be returned to Select File for the following specific amendment:

1. Strike the enacting clause.

Amendment pending.

The motion prevailed with 26 ayes, 9 nays, and 8 not voting, and LB 518 was returned to Select File.

LEGISLATIVE BILL 388.

A BILL FOR AN ACT to amend sections 25-1301 and 25-1313, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in the district court; to define terms; to provide for the manner of rendition and entry of judgments; to provide for giving of notice by mail of the rendition of a judgment; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adamson
Burbach
Forrester
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 393.

A BILL FOR AN ACT to amend section 84-106, Reissue Revised Statutes of Nebraska, 1943, relating to the Governor; to provide that actions against the superintendent of law enforcement and public safety or any of his assistants for any act done by them or either of them in virtue of, or under color of their offices, or for any neglect of their official duties, may be brought either in Lancaster County, Nebraska, or in the county where the cause of action or some part thereof arose; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adamson
Forrester
Vosoba

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 622.

Mr. Romans moved that LB 622 be returned to Select File for the following specific amendment:

1. Amend section 3 of the bill, line 4 by striking "for treble" and inserting "actual".

Amendment pending.

Mr. Skarda requested unanimous consent to lay over LB 622.

Mr. Romans objected.

The Romans motion prevailed with 32 ayes, 2 nays, and 9 not voting, and LB 622 was returned to Select File.

Visitors

Mr. Forrester introduced Mrs. Helen Stuppleben of Arnold.

Mr. Romans introduced Gay and Harry Romans.

Mr. Craft introduced Mr. and Mrs. Smith, and Mr. and Mrs. Burgick and two children from Lewellen.

Mr. Peck introduced Mr. William Gwins of Columbus.

Mr. Munnelly introduced his son, John P. Munnelly, Jr.

Member Excused

Mr. Rasmussen was excused at 10:00 a.m., for a short period.

SELECT FILE

LEGISLATIVE BILL 622. Laid over at the request of Mr. Romans.

LEGISLATIVE BILL 518.

Mr. Munnelly moved that the pending specific amendment found in this Day's Journal, signed by Messrs. Munnelly, Klaver, Skarda, Adams, and Syas, be adopted.

Mr. Munnelly requested a Call of the House.

A Call of the House was ordered and showed 34 members present.

Mr. Munnelly moved that the Call be raised. The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

The motion prevailed with 23 ayes, 5 nays, and 15 not voting, and the enacting clause was stricken on LB 518.

Visitors

Mr. Staubitz escorted Miss Cheryl Ann Jaecke, Miss Nebraska, and Mr. Jack Campbell, President, Nebraska Junior Chamber of Commerce, to the rostrum.

Mr. Campbell introduced Miss Jaecke to the Legislature.

Miss Jaecke addressed the Legislature briefly.

LEGISLATIVE BILL 702. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 594. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 217. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Mr. Russillo moved that LB 217 be indefinitely postponed.

Mr. Syas requested a record vote.

Voting in the affirmative, 7:

Klaver
Moulton
Munnelly
Russillo
Skarda
Syas
Wylie

Voting in the negative, 31:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Romans
Ruhnke
Stalder
Staubitz
Stryker
Thompson
Waldo
Webb

Not voting, 5:

Adams
Adamson
Rasmussen
Stromer
Vosoba

The Russillo motion lost.

Advanced to E and R for engrossment.

Visitors

Mr. McCosh introduced Mr. and Mrs. Roy Koller and son, James, of Scottsbluff; and Mr. Carl Loose, Sr., Carl, Jr., Mary, Roger, Loran and Linda Loose of Scottsbluff.

Members Excused

Messrs. McCosh, Lautenschlager and Romans were excused at 10:25 a.m., for the remainder of the day.

Messrs. Klaver and Adams were excused for this afternoon, June 9.

SELECT FILE

LEGISLATIVE BILL 706. E and R amendment found in the Legislative Journal for the One Hundred-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 547. E and R amendment found in the Legislative Journal for the One Hundred-sixth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Webb introduced Mrs. Bill Whitney of Elmwood, Mrs. Velma Jordon and son, Donnie, and Mrs. Ted Turner and daughter, Sharon, of Amarillo, Texas.

UNANIMOUS CONSENT—Change of Order

Mrs. Orme requested unanimous consent to consider LB 113 prior to LB 279 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 113. Reading waived in lieu of the Standing Committee Amendment. Section 1 of Standing Committee Amendment read.

Laid over.

At Ease

The Legislature was at ease from 10:40 a.m. to 11:03 a.m.

UNANIMOUS CONSENT—Change of Order

Mr. Stryker requested unanimous consent to consider LB 411, LB 726 and LB 497 at this time on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 411. Read and considered.

Mr. Rasmussen offered the following amendment:

1. Amend the bill by striking sections 1 to 4 and inserting in lieu thereof the following:

"Section 1. For purposes of this act, trainable child shall mean a child who is mentally retarded but who, as indicated by individual psychological examinations administered by a person certified by the State Department of Education, is determined to have the potentialities for training or learning in the areas of self care, social adjustment to his immediate surroundings, and some activities which will contribute to his economic usefulness in the home or in a specialized situation designed for such groups as sheltered workshops or institutional settings.

Sec. 2. The county superintendent shall, on or before July 1 of each year, certify to the county board the number of trainable children who will be enrolled in a public school for trainable children in this state and who are resident in the county and it shall be the duty of the county board to provide, out of the county general fund, for the contribution of four hundred dollars per year for the training of each such child.

Sec. 3. The amount to be contributed by the county for the trainable children in each district shall be paid directly to the school district in which such child is enrolled, if such school district has a special training program approved by the State Department of Education.

Sec. 4. For each trainable child enrolled in such school district, the state shall pay an amount equal to that paid by the county directly to the school district in which such child is enrolled upon certification by the Commissioner of Education to the Auditor of Public Accounts who shall draw warrants on the state treasury in accordance with such certification, but in no case shall the amount paid by the county and state be greater than the per pupil cost as determined by the district accepting the trainable children for instruction, and shall be exclusive of transportation. Per pupil cost shall be determined by dividing the operational costs of the district, plus three per cent depreciation on the school plant and equipment as fixed by the board of education, by the number of trainable children enrolled in the said district the current school year.

Sec. 5. If the per pupil cost of the trainable child as determined by the district as provided in section 4 of this act is more than eight hundred dollars in any school year, the school district in which the trainable child resides shall reimburse the school district in which the trainable child is enrolled for the excess cost above eight hundred dollars.".

Amendment pending.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 518 on Select File to strike the enacting clause. (Signed) William R. Skarda, Jr.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 691. Placed on General File as amended.

Standing Committee amendments to LB 691:

1. Amend the bill by adding a new section immediately after section 1 to be known as section 2 and to read as follows:

"Sec. 2. *The provisions of this act shall become operative on January 1, 1963.*"

2. Amend the bill by renumbering original section 2 as section 3.

(Signed) John P. Munnelly, Chairman

Recess

At 12:02 p.m., on a motion by Mr. Peck, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Adams, Adamson, Klaver, Lautenschlager, McCosh, Romans, and Vosoba who were excused.

Member Excused

Mr. Peck was excused for Monday, June 12.

GENERAL FILE

LEGISLATIVE BILL 411. Considered.

Mr. Staubitz offered the following amendment which was adopted:

1. Amend the Rasmussen amendment, section 2, line 7, by inserting "not more than" after the word "of".

The pending Rasmussen amendment found in this Day's Journal was adopted as amended with 24 ayes, 1 nay, and 18 not voting.

Mr. Rasmussen moved that LB 411 be advanced to E and R for review.

Mr. Rasmussen requested a record vote.

Mr. Rasmussen requested a Call of the House.

A Call of the House was ordered and showed 36 members present.

Speaker Thompson Presiding

Mr. Ruhnke moved that the Call be raised. The motion prevailed with 29 ayes, 0 nays, and 14 not voting.

Voting in the affirmative, 15:

Burbach
Claussen
Erlewine
Fleming
Forrester
Hasebroock
Moulton
Munnelly
Orme
Peck
Rasmussen
Russillo
Skarda
Waldo
Webb

Voting in the negative, 20:

Bowen
Brandt
Bridenbaugh
Craft
Diers
Gerdes
Gerhart
Jensen
Kjar
Knight
Marvel
McHugh
Nelson
Ruhnke
Stalder
Staubitz
Stromer
Stryker
Thompson
Wylie

Not voting, 8:

Adams
Adamson
Klaver
Lautenschlager
McCosh
Romans
Syas
Vosoba

The Rasmussen motion to advance LB 411 lost.

LEGISLATIVE BILL 497. Considered.

Mr. Stryker offered the following amendments which were adopted:

1. Amend the bill, section 2, by striking lines 1 to 8 and inserting:

"Sec. 2. *Whenever any municipality selects a site for its garbage disposal facilities without its corporate limits, as authorized in section 19-2101, it shall first file with the Department of Health a written request for approval of such proposed site and furnish a copy of such request to the county board of the county in which such proposed site is located. Within fifteen days after receipt of such copy, the county board shall submit to the Department of Health its written recommendation for approval or disapproval of such proposed site, which recommendation shall be advisory only. Within thirty days after receipt of such request, the Department of Health shall either approve or disapprove the same and give written notice to the municipality of the action taken and furnish a copy of such notice to the county board involved. The only consideration by the Department of Health in granting such approval, or*".

2. Amend the bill by striking section 3 and inserting:

"Sec. 3. *An appeal from the action of the Department of Health in approving or disapproving the proposed site of garbage disposal facilities may be taken by the municipality or by the county in which such proposed site is located within thirty days after receipt of the notice provided by section 2 of this act. Such appeal shall be taken by the filing, in the district court of the county in which such proposed site is located, of a petition on appeal. Such appeal shall proceed in the manner provided by law for appeals from the county court to the district court and shall be prosecuted to effect as in such appeals. The court shall hear the appeal as in equity without a jury and enter such judgment and apportion the costs in such manner as may be equitable.*".

3. Amend the bill, section 4, line 2, by striking "*recommendation*" and inserting "*approval*"; and line 3 by striking "*approval*" and inserting "*recommendation*".

4. Amend the bill, section 5, by striking from "*Each*" in line 8 through the period in line 10; and line 15, by inserting, after the period "*In case the county officials fail to act with sufficient promptness in enforcing the details of this act, either the Director of the Department of Health or the Secretary of the Game, Forestation and Parks Commission may take necessary action for proper enforcement of this act.*".

5. Add a new section to be known as section 6 and to read as follows:

"Sec. 6. *Nothing in this act shall be construed so as to apply to or affect existing garbage disposal facilities or existing county zoning.*".

6. Renumber original sections 6 and 7 as sections 7 and 8 respectively.

Advanced to E and R for review with 26 ayes, 2 nays, and 15 not voting.

Visitor

Mr. Bowen introduced Mr. Lester E. Lake of Superior.

LEGISLATIVE BILL 731. Read and considered.

Advanced to E and R for review with 28 ayes, 0 nays, and 15 not voting.

LEGISLATIVE BILL 724. Read and considered.

Standing Committee amendment found in the Legislative Journal for the One Hundred-sixth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 13 not voting.

Visitors

Mr. Hasebroock introduced Mr. Bob Bogue of Oakland.

Mr. Forrester introduced District Judge S. S. Sidner of Kearney.

Mr. Erlewine introduced Mr. Gordon Magorian of Palisade.

LEGISLATIVE BILL 560. Read and considered.

Mr. Waldo offered the following amendments which were adopted:

1. Amend section 1 of the bill by striking line 12 and inserting "and a different valuation or taxation of agricultural" and by striking line 14 and inserting "both agricultural property and property used for other purposes; *Provided,* that proceeds from".

2. Amend section 2 of the bill by striking lines 7 to 10 and inserting "to provide for the valuation or taxation of agricultural property when a school district includes both agricultural and other property.".

Mr. Syas moved that LB 560 be indefinitely postponed.

Mr. Gerdes Presiding

Mr. Stromer moved the previous question. The motion prevailed with 23 ayes, 3 nays, and 17 not voting.

The Syas motion prevailed with 20 ayes, 13 nays, and 10 not voting, and LB 560 was indefinitely postponed.

MOTION—LB 715

Mr. President: I move that LB 715 be placed on General File.
(Signed) John P. Munnelly

Motion pending. Laid over.

Adjournment

At 3:19 p.m., on a motion by Mr. Peck, the Legislature adjourned until 10:00 a.m., Monday, June 12, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, June 12, 1961

Pursuant to adjournment, the Legislature met at 10:00 a.m., Presiding Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Peck who was excused, and Mr. Munnelly who was excused until 11:00 a.m.

The Journal for the One Hundred-seventh Day was approved.

Communications

Letter from Mrs. G. T. Work, State President of the League of Women Voters, favoring LB 279 and LB 113.

Letter from Miss Joan Graf expressing her enjoyment of the interesting and pleasant work while employed as a Page for the Legislature.

Explanation of Vote

Mr. President: Had I been present on June 8, I would have voted "No" on Legislative Resolution 27 for the following reason: I have no quarrel with the so-called "Right to Work" amendment, but LR 27 amounts to censure of Mr. Bastemeyer for expressing his opinion on the amendment. In the concern over the Constitutional Right to Work, the official action of the Legislature weakens a far more important constitutional right: "to freely speak, write and publish on all subjects." (Art. 1, Section 5, Constitution of Nebraska) (Signed) Joe T. Vosoba

Presented to the Governor

Presented to the Governor for approval on June 9, 1961, at 3:00 p.m.: LB 677 LB 593 LB 565 LB 697 LB 634 LB 701 LB 690 LB 169

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 433. Placed on Select File as amended.

E and R amendments to LB 433:

1. In section 1, line 19, strike "*which decrease*" and insert "*decreasing*".

2. Strike Standing Committee Amendment to section 2, line 21.

3. In section 2, line 35, strike the period and show the same as stricken; and in line 43, strike "vice-chairman" and insert "~~vice-chairman~~ *vice chairman*".

4. In section 6, line 8, strike "*(12)*" and insert "*(13)*".

5. In Standing Committee Amendment 2, line 2, strike "*three-quarters*" and insert "*three-fourths*".

6. In the Munnelly General File Amendment, lines 2 and 3, strike "*subsection (11) of Section 6*" and insert "*Subdivision (11) of this section*".

7. Renumber sections as follows: Sections 16 and 17, added by Standing Committee Amendment 3, as sections 8 and 9; original sections 8 to 13 as sections 10 to 15; section 18 added by Standing Committee Amendment 3 as section 16; and original sections 14 to 17 as sections 17 to 20.

8. In renumbered section 12, line 16, insert "*and*" after the third comma.

9. In renumbered section 14, line 58, strike "*as*".

10. In the title, line 3, insert "19-2612, 19-2614," after "19-2609,"; insert "19-2642," at the end of line 4; in line 16 insert "three-fourths of" after "exceed"; in line 20 insert "to require a vote of the people before such tax is levied in a city of the metropolitan class;" after the semicolon; and in lines 22 and 23, strike "the city" and insert "of a city of the metropolitan class".

LEGISLATIVE BILL 578. Placed on Select File as amended.

E and R amendment to LB 578:

1. In the title, line 5, insert "when the retail price exceeds fifty dollars" after "retail"; and at the end of line 5, insert "to provide an operative date;".

LEGISLATIVE BILL 623. Placed on Select File as amended.

E and R amendments to LB 623:

1. In new section 1, line 10, strike "or" and insert "of".

2. In the title, strike lines 3 to 9 and insert "patients in the Beatrice State Home may be transferred to temporarily surplus space in the Lincoln State Hospital and the Nebraska State Hospital; to provide conditions of housing, care, custody, and treatment; to provide for charges for care and maintenance; and to provide procedures and duties.".

LEGISLATIVE BILL 727. Placed on Select File.

LEGISLATIVE BILL 729. Placed on Select File.

LEGISLATIVE BILL 725. Placed on Select File as amended.

E and R amendment to LB 725:

1. In section 2, line 4, strike the comma and insert "and"; and in line 5, strike the comma.

LEGISLATIVE BILL 717. Correctly engrossed.

LEGISLATIVE BILL 707. Correctly engrossed.

LEGISLATIVE BILL 316. Correctly engrossed.

LEGISLATIVE BILL 555. Correctly engrossed.

LEGISLATIVE BILL 513. Correctly engrossed.

LEGISLATIVE BILL 605. Correctly engrossed.

LEGISLATIVE BILL 706. Correctly engrossed.

LEGISLATIVE BILL 435. Correctly enrolled.

LEGISLATIVE BILL 388. Correctly enrolled.

LEGISLATIVE BILL 393. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 435 LB 388 LB 393

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 420.

A BILL FOR AN ACT relating to elections; to provide a procedure for contest of elections and recounting of ballots; to amend sections 32-1001 and 32-1115, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections, and also sections 32-1003, 32-1004, 32-1005, 32-1006, 32-1007, 32-1008, 32-1009, 32-1010, 32-1011, 32-1012, 32-1013, 32-1014, 32-1015, 32-1016, 32-1017, 32-1018, 32-1019, 32-1020, 32-1021, 32-1022, 32-1023, 32-1024, 32-1025, 32-1026, 32-1027, 32-1028, 32-1029, 32-1030, 32-1031, 32-1032, 32-1033, 32-1034, 32-1035, and 32-1036, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Munnelly
Peck
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 412. With emergency.

A BILL FOR AN ACT to amend sections 19-1302 and 19-1303, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to increase the rate of the tax that may be imposed for prescribed purposes by cities of the first or second class and villages; to add purposes for which such tax may be imposed; to change restrictions on the authority to impose such tax;

to change procedures as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 2:

Nelson
Webb

Not voting, 4:

Claussen
McHugh
Munnelly
Peck

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 711.

A BILL FOR AN ACT to amend section 69-209, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 42, Seventy-second Session, Nebraska State Legislature, 1961, relating to pawnbrokers; to reduce the time pawnbrokers shall retain goods before offering the same for sale; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen

Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

McHugh
Munnelly
Peck

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 580. With emergency.

A BILL FOR AN ACT to amend section 45-114, Reissue Revised Statutes of Nebraska, 1943, relating to installment loans; to provide that the term installment loan shall not include any loan made by a person who is not a licensee on which the interest does not exceed nine per cent per annum; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

McHugh
Munnelly
Peck

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 666. With emergency.

A BILL FOR AN ACT to amend section 8-417, Reissue Revised Statutes of Nebraska, 1943, relating to industrial loan and investment companies; to increase the fee for renewal authorization for prescribed companies; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Munnelly
Peck

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 622. The pending Romans specific amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted with 34 ayes, 1 nay, and 8 not voting.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 528. E and R amendments found in the Legislative Journal for the One Hundred-seventh Day were adopted.

Mr. Syas moved that LB 528 be indefinitely postponed.

The motion lost with 11 ayes, 22 nays, and 10 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 625. E and R amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 493. E and R amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 460. E and R amendments found in the Legislative Journal for the One Hundred-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 719. Advanced to E and R for engrossment.

LEGISLATIVE BILL 693. E and R amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Executive Session

Mr. Vosoba requested unanimous consent to hold an executive session of the Judiciary Committee at 1:00 p.m., today, June 12. No objections. So ordered.

Visitor

Mr. Thompson introduced Senator Lawrence Putney, Chairman of the Appropriations Committee in the Iowa Senate, of Gladbrook, Iowa.

MOTION—LB 251

Mr. Craft renewed his pending motion found in the Legislative Journal for the Ninety-sixth Day to place LB 251 on General File.

Speaker Thompson Presiding

Mr. Russillo requested a record vote.

Mr. Craft requested a Call of the House.

A Call of the House was ordered and showed 39 members present.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

Voting in the affirmative, 18:

Brandt
Burbach
Claussen
Craft
Moulton
Munnelly
Orme
Rasmussen
Romans
Russillo
Skarda
Staubitz
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 19:

Adams
Bridenbaugh
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McHugh
Nelson
Ruhnke
Stalder
Stromer
Stryker

Not voting, 6:

Adamson
Bowen
Erlewine
Lautenschlager
McCosh
Peck

The Craft motion to place LB 251 on General File lost.

UNANIMOUS CONSENT—LB 601

Mr. Moulton requested unanimous consent to withdraw his pending motion found in the Legislative Journal for the Ninety-sixth Day to place LB 601 on General File. No objections. So ordered.

MOTION—Print Editorial

Mr. President: I move that the following editorial in the June 10, 1961, issue of The Saturday Evening Post be printed in the Legislative Journal. (Signed) Joe T. Vosoba

The motion prevailed.

Science Called On to Find New Uses for Farm Surplus

Scientific research conducted by the United States Department of Agriculture and state agricultural experiment stations has tremendously increased farm production. But there has been no corresponding research to develop uses and markets for the increased production. The State of Nebraska has set out to correct this by establishing an Agricultural Products Industrial Utilization Research Program.

Fourteen research projects are under way. The state's chief grain crops—corn and wheat—furnish most of the materials of these research explorations. Scientists know that many nonfood products can be developed from them. The problem is to create the products desired for commercial uses and to make them economically enough to sell at competitive prices.

Starch is the major component of both corn and wheat and much of the research involves its possibilities. The paper industry is one of the largest users of starch, and research being carried on with the Institute of Paper Chemistry is aimed at the development of improved and more versatile starch products for this market. Other research seeks new uses in the growing plastics field.

Interest in Nebraska's program has spread to neighboring states, and a broader research development seems in sight. To facilitate a regional approach, an Agricultural Products Utilization Association, a nonprofit organization, was incorporated in Nebraska. It will provide the machinery to co-ordinate the different state programs.

By creating new wealth out of our farm abundance, the Nebraska plan looks like an example of the self-reliance that once was known as an American trait.

GENERAL FILE

LEGISLATIVE BILL 113. Considered.

Mrs. Orme offered the following amendment which was adopted:

1. Amend Standing Committee amendment 1, section 9, line 32 by striking "the board shall direct" and inserting "~~the board shall direct~~ *provided in section 11-119, to be approved by the Governor*".

Mrs. Orme offered the following amendments which were adopted:

1. Amend Standing Committee Amendment 1, section 3, line 5, by striking "Labor" and inserting "~~Labor~~ *Health, Education and Welfare*".

2. Amend Standing Committee Amendment 1, by adding four new sections immediately after section 15 to be known as sections 16 to 19 and to read as follows:

"Sec. 16. That section 71-1901, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1901. (1) The term "person" *Person* shall include a partnership, firm, agency, association or corporation:

(2) The term "child care" *Child care* shall mean engaged in the business of exercising the care, supervision, custody or control over children under sixteen years of age, for compensation or hire, in lieu of the care or supervision normally exercised by parents in their own home but shall not include casual care at irregular intervals;

(3) The term "board" *Department* shall mean the Board of Control *Department of Public Welfare* of the State of Nebraska.

Sec. 17. That section 71-1902, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1902. No person shall furnish, or offer to furnish, child care for two or more children from different families without having in full force and effect a written license issued by the board *department,* upon such terms and conditions as may be prescribed by general rules and regulations promulgated by the board *department.* All licenses issued under sections 71-1901 to 71-1905, shall expire one year from the date of issuance, and shall be subject to renewal under the same terms and conditions as the original license. For the issuance or renewal of each license the board *department* shall charge a fee of one dollar. A license may be revoked for cause, after notice and hearing, in accordance with such rules and regulations as may be prescribed by the board *department.*

Sec. 18. That section 71-1903, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1903. The board *department,* before issuance of a license, shall cause such investigation to be made, as it shall deem necessary, to determine if the character of the applicant or person in charge of the business and the place where the child care is to be furnished is such as to insure the proper care and treatment of children. The board *department* may also, at any time it sees fit, cause an inspection to be made of the place where any licensee is furnishing child care, to see that such business is being properly conducted.

Sec. 19. That section 71-1904, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1904. The board *department* shall make such rules and regulations, consistent with sections 71-1901 to 71-1905, as it shall deem necessary for (1) the proper care and protection of children by licensees under said sections, (2) the issuance, suspension and revocation of licenses to carry on the business of child care, and (3) the proper administration of said sections.".

3. Amend Standing Committee Amendment 1, by renumbering sections 16 to 21 as sections 20 to 25 respectively.

4. Amend Standing Committee Amendment 1, renumbered section 21, line 10, by striking "and", line 11 by striking the period and inserting "; *and*", and by inserting after line 11, the following:

"*(3) Sections 71-1403, 71-1406, 83-240, 83-241, 83-242, 83-244, and 83-245.*".

5. Amend Standing Committee Amendment 1, by striking original section 22.

6. Amend Standing Committee Amendment 1, by renumbering sections 23 to 28 as sections 26 to 31 respectively.

7. Amend Standing Committee Amendment 1, renumbered section 31, line 3 by inserting ", 71-1901, 71-1902, 71-1903, 71-1904" after "68-712", line 6 by striking "and 68-702" and inserting ", 68-702, and 83-244".

Recess

Mr. President: I move we recess until 2:00 p.m. (Signed) Kenneth L. Bowen

Mr. Klaver moved to amend the Bowen motion to recess until 3:00 p.m. The motion prevailed.

The Bowen motion prevailed as amended, and at 12:00 o'clock noon, the Legislature recessed until 3:00 p.m.

After Recess

The Legislature reconvened at 3:00 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Adams, Burbach, Claussen, Craft, Fleming, Klaver, Lautenschlager, Peck, Romans, Ruhnke, Russillo and Vosoba who were excused.

GENERAL FILE

LEGISLATIVE BILL 279. Reading waived in lieu of reading of the Standing Committee Amendment. Considered.

Mr. Bowen offered the following amendment which was adopted:

1. Amend Standing Committee amendment 1, section 4, lines 4 and 5 by striking "at a regular or special meeting of the board".

Mr. Stryker offered the following amendment which was adopted:

1. Amend Standing Committee amendment 1, section 5, line 3, by striking "seven" and inserting "five".

Standing Committee amendment found in the Legislative Journal for the One Hundred-third Day was adopted as amended.

Laid over.

LEGISLATIVE BILL 713. Read and considered.

Mr. Adamson moved that Standing Committee amendment 1, found in the Legislative Journal for the One Hundred-second Day, be adopted.

Motion pending.

Laid over.

Visitors

Mrs. Orme introduced Mr. and Mrs. David Zolot and guests, Mr. and Mrs. J. Kinsler of Westcliff on Sea, Essex, England.

Members Excused

Messrs. McHugh, Moulton and Syas were excused at 3:30 p.m.

LEGISLATIVE BILL 480. Considered.

Mr. Rasmussen offered the following amendment which was adopted:

1. Amend the bill by adding: *"This area method of allocation shall not be used in any district which has heretofore made a final apportionment of units of benefits and shall not thereafter be changed except by compliance with the procedure prescribed in sections 31-411 to 31-413 of this Article."*.

Advanced to E and R for review with 18 ayes, 2 nays, and 23 not voting.

Visitors

Mr. McCosh introduced Mr. and Mrs. Don Zimbelman of Scottsbluff.

UNANIMOUS CONSENT—LB 490

Mr. Munnelly requested unanimous consent to have LB 490 recommitted to the Committee on Banking, Commerce and Insurance for further consideration because of an error in the committee report. No objections. So ordered.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 643. Indefinitely postponed.

LEGISLATIVE BILL 484. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

GENERAL FILE

LEGISLATIVE BILL 726. Read.

Laid over.

Adjournment

At 4:11 p.m., on a motion by Mr. Bowen, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, June 13, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by Reverend Peter Gadient of St. Patrick's Church, Manley, Nebraska.

The roll was called and all members were present except Mr. Munnelly who was excused until 10:15 a.m.

Corrections for the Journal

Page 1711, line 3, delete "section" and insert "sections".

The Journal for the One Hundred-eighth Day was approved as corrected.

Communications

Letter to Governor Morrison from Senator J. Howard Williams, California Legislature, enclosing copy of Senate Resolution No. 136 dealing with the subject of simplified spelling.

Letter from Mr. Allen M. Jones of Lincoln regarding Custodian Training School.

Visitors

Mr. Gerhart introduced Mr. and Mrs. Vincent J. Beller of Lindsay.

Mrs. Orme introduced Mr. Ralph Moseley of Lincoln and his granddaughter, Miss Carol Petty of Prairie Village, Kansas.

Presented to the Governor

Presented to the Governor for approval on June 12, 1961, at 3:00 p.m.: LB 388 LB 435 LB 393

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 635. Placed on Select File as amended.

E and R amendments to LB 635:

1. In section 2, line 4, strike the first *"of"* and insert *"or"*.

2. In Standing Committee Amendment 1, line 7, strike *"heretofore"* and insert *"theretofore"*.

3. In section 3, line 13, strike the first *"be"* and insert *"is"*.

4. In section 7, line 17, strike ";"; in line 17, strike the second comma; in line 22, strike *"that"*; and in line 24, strike the period and insert a semicolon.

5. For correlation purposes, after the second comma in line 2 of section 7, insert "as amended by section 2, Legislative Bill 504, Seventy-second Session, Nebraska State Legislature, 1961,"; and after the semicolon in line 36, insert "*Provided,* that before making the transfer each month as provided in this subdivision, the State Treasurer shall transfer six thousand dollars to the Grade Crossing Protection Fund;".

6. Amend section 9 to read as follows:

"Sec. 9. That original section 66-462, Reissue Revised Statutes of Nebraska, 1943, and section 66-424.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 504, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.".

7. Add a new section to be known as section 10, and to read as follows:

"Sec. 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

8. In the title, line 9, insert "66-462, Reissue Revised Statutes of Nebraska, 1943, and section" after "section"; in line 10, strike "and" and insert "as amended by section 2, Legislative Bill 504, Seventy-second Session, Nebraska State Legislature, 1961;" and in line 11, strike "section" and insert "sections; and to declare an emergency".

LEGISLATIVE BILL 497. Placed on Select File as amended.

E and R amendments to LB 497:

1. In Standing Committee Amendment 4, lines 4 and 5, strike "*details*" and insert "*provisions*".

2. Correct the original numbering of the last section.

3. In the title, line 4, strike "class" and insert "classes"; in line 7, insert "area" after "without"; in line 10, strike "as required" and insert "and obtaining approval thereof"; and in line 14, strike "and" and insert "to provide for enforcement; to provide for construction of this act; to".

LEGISLATIVE BILL 731. Placed on Select File.

LEGISLATIVE BILL 724. Placed on Select File as amended.

E and R amendments to LB 724:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 5 and 6, and insert "children of persons insured under a group policy issued pursuant to section 44-1604 or 44-1605, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 622. Replaced on Select File as amended.

E and R amendment to LB 622:

1. In the Romans Specific Amendment 1, line 2, strike "for".

LEGISLATIVE BILL 528. Replaced on Select File as amended.

E and R amendment to LB 528:

1. In Enrollment and Review Amendment 4, adopted June 12, 1961, line 3, strike "528" and insert "524".

LEGISLATIVE BILL 640. Correctly engrossed.

LEGISLATIVE BILL 712. Correctly engrossed.

LEGISLATIVE BILL 656. Correctly engrossed.

LEGISLATIVE BILL 469. Correctly engrossed.

LEGISLATIVE BILL 3. Correctly engrossed.

LEGISLATIVE BILL 46. Correctly engrossed.

LEGISLATIVE BILL 264. Correctly engrossed.

LEGISLATIVE BILL 689. Correctly engrossed.

LEGISLATIVE BILL 504. Correctly engrossed.

LEGISLATIVE BILL 420. Correctly enrolled.

LEGISLATIVE BILL 412. Correctly enrolled.

LEGISLATIVE BILL 711. Correctly enrolled.

LEGISLATIVE BILL 580. Correctly enrolled.

LEGISLATIVE BILL 666. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 420 LB 412 LB 711 LB 580 LB 666

RESOLUTIONS

LEGISLATIVE RESOLUTION 38. Re: Surveys to Determine the Boundary or Titles to Lands Along the Missouri River.

Introduced by George Syas, 4th District; W. H. Hasebroock, 12th District; and Edwin T. McHugh, 3rd District.

WHEREAS, numerous questions have been brought to the attention of members of the Legislature with respect to that part of the boundary of the State of Nebraska which is formed by the Missouri River, and

WHEREAS, residents of this state may be called on to defend the title to lands along the Missouri River which have been theirs for many years, against the claims of ownership by other states or residents thereof, and

WHEREAS, the exact boundary between Nebraska and other states where formed by the Missouri River is in some areas vague and in doubt, thereby causing problems of law enforcement and regulation by the Game, Forestation and Parks Commission and other state agencies, and

WHEREAS, it is in the best interests of the State of Nebraska to see that the location of such boundaries is properly determined and the interests of its citizens protected.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That this Legislature earnestly requests the Board of Educational Lands and Funds to direct the State Surveyor to make or cause to be made such surveys as may be necessary or helpful in determining the boundary of this state where the same is formed by the Missouri River, or may be necessary or helpful in protecting the interests of this state or the citizens thereof from the direct or indirect claims of other states to lands along the Missouri River; and that such board undertake an aggressive program to obtain and file in its offices such maps, charts, surveys, records and other documents and materials as may be essential or helpful in determining the boundary or titles to lands along such river, all within the limits of amounts appropriated therefor.

2. That pursuant to authority contained in Article IV, section 23, of the Nebraska Constitution, and section 50-409, Reissue Revised Statutes of Nebraska, 1943, the Board of Educational Lands and Funds and the State Surveyor make available to the next regular session of the Legislature a report of its activities under this resolution, together with recommendations for any further action which should be taken by the State of Nebraska to promote the objectives outlined herein.

Mr. Syas requested unanimous consent to add Ross H. Rasmussen, 11th District, and William B. Brandt, 2nd District, as cointroducers of LR 38. No objections. So ordered.

SUSPEND RULES—Bills in Committee

Mr. President: I move that the rules be suspended and all bills in committees June 15, 1961, be declared indefinitely postponed. (Signed) Sam Klaver

Mr. Diers moved to amend the Klaver motion to June 19. The motion prevailed.

The Klaver motion pending. Laid over at the request of Mr. Jensen.

UNANIMOUS CONSENT—Final Reading

Mr. Thompson requested unanimous consent to dispense with final reading of bills today, June 13. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 433. E and R amendments found in the Legislative Journal for the One Hundred-eighth Day were adopted.

Advanced to E and R for engrossment with 29 ayes, 5 nays, and 9 not voting.

LEGISLATIVE BILL 578. E and R amendment found in the Legislative Journal for the One Hundred-eighth Day was adopted.

Laid over until Friday, June 16, at the request of Mr. McHugh.

LEGISLATIVE BILL 623. E and R amendments found in the Legislative Journal for the One Hundred-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 727. Advanced to E and R for engrossment.

LEGISLATIVE BILL 729. Advanced to E and R for engrossment.

LEGISLATIVE BILL 725. Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 113. Considered.

Mr. Stryker offered the following amendment:

1. Amend Standing Committee Amendment 1, section 5 by striking the new matter in lines 18 to 36 and insert the following: *"five members, who shall be appointed by the Governor, subject to confirmation by a majority of the members elected to the Legislature. One member shall be appointed for a term of one year, one member for a term of two years, one member for a term of three years, one member for a term of four years, and one member for a term of five years. The Governor shall designate the expiration of the term of office of each member of the board first appointed. Thereafter, their successors shall serve for a term of five years. At least one member shall be appointed from each congressional district, and no more than three members may be from the same political party. In case of vacancy in the office of any member, his successor shall be appointed for the unexpired term.".*

Mr. Adams requested unanimous consent to lay over LB 113 until Tuesday, June 20th, and to be considered as special order of business on that date.

Mr. Stryker objected.

Mr. Russillo requested unanimous consent to defer action on the Stryker amendment.

Mr. Lautenschlager objected.

Mr. Russillo moved that action be deferred on the Stryker amendment. The motion lost with 6 ayes, 28 nays, and 9 not voting.

The Stryker amendment was adopted with 32 ayes, 5 nays, and 6 not voting.

Mr. Lautenschlager offered the following amendment:

1. Amend Standing Committee Amendment 1, section 20, line 17, by striking *"fifteen"* and inserting *"ten"*.

Mr. Thompson offered the following amendment which was adopted with 21 ayes, 17 nays, and 5 not voting:

1. Amend the Lautenschlager amendment to the Standing Committee amendment, by striking *"ten"* and inserting *"eleven"*.

The Lautenschlager amendment was adopted as amended.

Standing Committee amendment found in the Legislative Journal for the One Hundred-third Day was adopted as amended with 31 ayes, 4 nays, and 8 not voting.

Mr. Jensen moved that LB 113 be indefinitely postponed.

Mr. Stromer requested a record vote.

Voting in the affirmative, 12:

Adams
Erlewine
Forrester
Jensen
Marvel
Moulton
Munnelly
Nelson
Romans
Ruhnke
Waldo
Webb

Voting in the negative, 29:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager
McCosh
McHugh
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Wylie

Not voting, 2:

Fleming
Klaver

The Jensen motion to indefinitely postpone LB 113 lost.

Advanced to E and R for review with 32 ayes, 8 nays, and 3 not voting.

Visitors

Mr. Webb introduced Mr. and Mrs. B. L. Webb, Bernard, Jr., and Daniel Webb.

SUSPEND RULES—Bills in Committee

Mr. Klaver renewed his pending motion found in this Day's Journal to indefinitely postpone all bills in committees as of June 19.

The motion prevailed with 31 ayes, 1 nay, and 11 not voting.

GENERAL FILE

LEGISLATIVE BILL 279. Considered.

Mr. Fleming moved to indefinitely postpone LB 279.

The motion lost with 12 ayes, 29 nays, and 2 not voting.

Mr. Romans offered the following amendment which was adopted with 25 ayes, 8 nays, and 10 not voting:

1. Amend section 14 of the Standing Committee Amendment by striking lines 3 through 18, and by striking line 19 to the word "The".

Mr. Lautenschlager offered the following amendment which was adopted with 36 ayes, 0 nays, and 7 not voting:

1. Amend section 10 of the Standing Committee Amendment, line 16, by striking "*fifteen*" and inserting "*ten*".

Mrs. Orme moved that LB 279 be advanced to E and R for review.

Mrs. Orme requested a record vote.

Voting in the affirmative, 35:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 4:

Fleming
Forrester
Jensen
Nelson

Not voting, 4:

Burbach	Marvel	Moulton	Waldo

The Orme motion prevailed, and LB 279 was advanced to E and R for review.

Visitors

Mr. Syas introduced Mmes Arthur Hansen, Earl Lundberg, and Alice Furey, Leaders, and thirty-seven Girl Scouts of Troops 488, 51, and 66, Omaha.

Mr. Adamson introduced Mr. and Mrs. Harold Hamer of Sparks, and their daughter and granddaughter of Columbus.

Mr. Knight introduced Mr. and Mrs. Ben Hitch of Lincoln, Mr. Ralph Clark of Sioux City, Iowa, and former Senator Otto Liebers of Lincoln.

Mr. Claussen introduced Mrs. Reinold Dasenbrock, Mrs. Harold Mohnsen, and Mrs. Peter H. Claussen.

Speaker Thompson Presiding

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 728. Indefinitely postponed.

LEGISLATIVE RESOLUTION 33. Recommended rejection.

Statement on LR 33:

The Public Works Committee recommends that LR 33 not be adopted. This decision was reached by a vote of 6 ayes, 2 nays, and 1 absent and not voting.

The committee realizes that the loss of the railroad is a very serious matter to any community, but it was the thinking of the majority of the members that this problem had been very thoroughly investigated by the examiner for the Interstate Commerce Commission; that weeks have been spent in hearings and that in all probability they are better qualified to render fair and equitable decisions.

Appearing in favor of this resolution were merchants and businessmen from towns along the line that the railroad proposes to abandon and also representatives of railroad unions.

Opposing the resolution was a representative of the Chicago and Northwestern Railroad who proposed this abandonment. He stated that it was not proper for the Legislature to pass this resolution at this time because of a case related to this abandonment which is now pending.

(Signed) Arnold Ruhnke, Chairman

Recess

At 11:43 a.m., on a motion by Mr. Romans, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:25 p.m., Speaker Thompson presiding.

The roll was called and all members were present.

UNANIMOUS CONSENT—Withdraw Motion

Mr. Lautenschlager requested unanimous consent to withdraw his pending motion, found in the Legislative Journal for the Eighty-seventh Day, to reconsider the action on indefinitely postponing LB 582.

Mr. Syas objected.

Mr. Lautenschlager moved that his pending motion to reconsider the action on indefinitely postponing LB 582 be withdrawn.

Mr. Romans moved the previous question. The motion prevailed with 18 ayes, 16 nays, and 9 not voting.

The Lautenschlager motion prevailed with 24 ayes, 11 nays, and 8 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 39. Re: Commendation to the American Fraternal Order of Eagles for their Employment Program.

Introduced by John P. Munnelly, 8th District.

WHEREAS, the American Fraternal Order of Eagles is presently conducting a program to promote better employment for well qualified and otherwise desirable individuals between the ages of forty and sixty-five, and

WHEREAS, when not precluded by variance of insurance coverages, retirement system of the employer, or other bona fide reason, such persons should have equal opportunity to work, and

WHEREAS, any practice of discriminating in employment against properly qualified persons because of their age is contrary to American principles of liberty and equality of opportunity, and deprives the State of Nebraska of the full utilization of its capacities for production, and endangers its welfare, and

WHEREAS, any bias against workers over forty years of age deprives the State of Nebraska of important resource of experienced and skilled employees, adds to the number of persons receiving public assistance, tosses away our investment in trained, able people, and deprives older people of the dignity and status of self-support, and

WHEREAS, the American Fraternal Order of Eagles declares it to be better public policy and good employment practice for an employer, except in the case of a bona fide occupational qualification or need, to give equal employment opportunity to individuals between the ages of forty and sixty-five years.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the American Fraternal Order of Eagles are to be commended most highly for their splendid employment program.

2. That the employers of the State of Nebraska are urged to support the American Fraternal Order of Eagles in their effort to provide equal employment opportunity to individuals between the ages of forty and sixty-five years.

Mr. Munnelly requested unanimous consent to add the following members of the Labor and Public Welfare Committee as co-introducers of LR 39: Jack Romans, 29th District; Kenneth L. Bowen, 32nd District; H. L. Gerhart, 15th District; W. H. Hasebroock, 12th District; George A. Knight, 18th District; Arnold Ruhnke, 22nd District; William R. Skarda, Jr., 7th District; and Ernest H. Staubitz, 34th District. No objections. So ordered.

Member Excused

Mr. McCosh was excused from 3:00 p.m., for the remainder of the day.

STANDING COMMITTEE REPORTS

Committee on Committees

June 13, 1961

Honorable Dwight W. Burney
Lieutenant Governor
State Capitol
Lincoln, Nebraska

Dear Mr. President:

The Committee on Committees desires to report favorably on the appointment listed below made by Governor Frank B. Morrison, and suggests that the appointment be voted upon by record vote and confirmed.

Lloyd C. Pospishil—Judge of the Court of Industrial Relations for the period beginning June 9, 1961 and ending June 9, 1967.

Respectfully submitted,

(Signed) J. O. Peck
J. O. PECK, Chairman
Committee on Committees

JOP/jg

President Burney Presiding

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted, and that the confirmation of the appointment be by record vote. (Signed) J. O. Peck

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

Vote on Mr. Pospishil

Voting in the affirmative, 37:

Adamson
Bowen
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Adams	Burbach	Moulton	Syas
Brandt	Jensen		

Having received a majority of the votes of all members, the President declared the appointment of Mr. Pospishil confirmed.

GENERAL FILE

LEGISLATIVE BILL 713. Considered.

Mr. Adamson renewed his pending motion found in the Legislative Journal for the One Hundred-eighth Day to adopt Standing Committee amendment 1.

Mr. Adams requested unanimous consent to lay over LB 713 until Wednesday, June 21.

Mr. Ruhnke objected.

Mr. Romans moved the previous question. The motion prevailed with 28 ayes, 3 nays, and 12 not voting.

The Adamson motion to adopt Standing Committee amendment 1 prevailed with 26 ayes, 8 nays, and 9 not voting.

Standing Committee amendment 2 found in the Legislative Journal for the One Hundred-second Day was adopted.

Mr. Peck offered the following amendment which was adopted with 29 ayes, 2 nays, and 12 not voting:

1. Amend section 3, line 17 by striking the words "be fixed by the Governor" and inserting "*not exceed four thousand eight hundred dollars annually*" after the word "*shall*".

Mr. Romans moved that LB 713 be indefinitely postponed.

Mr. Gerdes moved the previous question. The motion prevailed with 28 ayes, 5 nays, and 10 not voting.

Speaker Thompson Presiding

The Romans motion to indefinitely postpone LB 713 lost with 16 ayes, 21 nays, and 6 not voting.

Advanced to E and R for review with 24 ayes, 14 nays, and 5 not voting.

Member's Birthday

Mr. Peck announced that today is Mr. Staubitz's birthday, and the members sang Happy Birthday to him.

UNANIMOUS CONSENT—LB 641

Mr. Jensen requested unanimous consent to have LB 641 laid over on General File until Thursday, June 15. No objections. So ordered.

Gift

The members presented Mr. Brandt with a silver cup for their new daughter, Elizabeth Ann.

Members Excused

Messrs. Jensen, Burbach, Marvel, Gerhart, Staubitz, Knight, and Peck were excused at 4:05 p.m., for the remainder of the day.

MOTION—Bills on Final Reading

Mr. President: I move we consider bills on Final Reading at this time. (Signed) Michael P. Russillo

The motion prevailed with 25 ayes, 8 nays, and 10 not voting.

Visitors

Mr. Gerhart introduced Harved M. Seybold of Norfolk, and Kathy Van Ells of Sioux Falls, South Dakota.

MOTIONS—Adjournment

Mr. President: I move we adjourn. (Signed) J. W. Burbach

The motion lost with 15 ayes, 24 nays, and 4 not voting.

Mr. President: I move we adjourn until 8:00 a.m., Wednesday, June 14. (Signed) Matt Wylie

Mr. McHugh moved that the Wylie motion be amended to 8:30 a.m. The McHugh motion lost.

The Wylie motion prevailed with 34 ayes, 6 nays, and 2 not voting, and at 4:18 p.m., the Legislature adjourned until 8:00 a.m., Wednesday, June 14, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-TENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, June 14, 1961

Pursuant to adjournment, the Legislature met at 8:03 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the One Hundred-ninth Day was approved.

Communications

Letter from Mr. Elmer P. Hass, Secretary-Treasurer, Nebraska Division of the Izaak Walton League of America, containing a resolution urging support of the minority report submitted by Mrs. Orme concerning the University Budget, and expressing particular interest in the new activities area of the budget which includes support for a wildlife management curriculum and a program of wildlife research in the College of Agriculture.

Letter from Mr. Ted. T. Sokol, President, Men's Club of Florence, signed by twenty-nine members, opposing LB 433.

Presented to the Governor

Presented to the Governor for approval on June 13, 1961, at 4:00 p.m.: LB 412 LB 420 LB 580 LB 666 LB 711

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 12. Placed on General File as amended.

Standing Committee amendments to LB 12:

1. Amend the bill by adding a new section, to be designated as section 4, reading as follows:

"Sec. 4. That section 19-2622, Revised Statutes Supplement, 1959, be amended to read as follows:

19-2622. An authority shall have the right to acquire by the exercise of the power of eminent domain any real property which it may deem necessary for a redevelopment project or for its purposes under the provisions of sections 19-2601 to 19-2643 after the adoption by it of a resolution declaring that the acquisition of the real property described therein is necessary for such purposes. The procedure to condemn property shall be exercised in the manner set forth in sections 76-704 to 76-724.

When an authority has found and determined by ~~ordinance~~ *resolution* that certain real property described therein is necessary for a redevelopment project or for its purposes under the provisions of sections 19-2601 to 19-2643, the ~~ordinance~~ *resolution* shall be conclusive evidence that the acquisition of such real property is necessary for the purposes described therein."

2. Amend the bill by adding a new section, to be designated as section 6, reading as follows:

"Sec. 6. That section 19-2644, Revised Statutes Supplement, 1959, be amended to read as follows:

19-2644. Sections 19-2601 to 19-2643 shall not become operative in any city of the metropolitan, primary, or first class until ~~accepted~~ *approved* by ~~the~~ *a majority of the* voters thereof *voting on such proposition. The governing body may submit the question at any general or special election.* ~~The provisions relative to the proposal of ordinances and the submission of the same shall apply to the proposal of said sections for acceptance and submission, so far as applicable.~~ When ~~accepted~~ *approved* in any such city, in accordance with the above provisions, such sections shall become operative in such city from and after the date of ~~acceptance~~ *approval.*"

3. Amend the bill by renumbering present section 4 as section 5, and present sections 5, 6, 7, 8, and 9 as sections 7, 8, 9, 10, and 11.

4. Amend page 7 of the bill, by striking present section 9, renumbered section 11, and inserting in lieu thereof the following:

"Sec. 11. That original sections 19-2602.01, 19-2612, 19-2614, 19-2622, 19-2642, 19-2644, 19-3001, 19-3006, 19-3031, and 19-3039, Revised Statutes Supplement, 1959, are repealed."

5. Amend the title of the bill, line 3, by striking the same and inserting in lieu thereof the following:

"19-2622, 19-2642, 19-2644, 19-3001, 19-3006, 19-3031, and 19-3039,".

(Signed) Joe T. Vosoba, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 38.

Mr. Syas requested unanimous consent to add Hal Bridenbaugh, 13th District, and Lloyd W. Stalder, 1st District, as co-introducers of LR 38. No objections. So ordered.

Mr. Syas moved that LR 38 be adopted.

Mr. Peck moved the previous question. The motion prevailed with 27 ayes, 9 nays, and 7 not voting.

The Syas motion prevailed with 33 ayes, 3 nays, and 7 not voting, and LR 38 was adopted.

Visitor

Mr. Stalder introduced Mr. Tom Kotouc of Humboldt.

LEGISLATIVE RESOLUTION 39.

LR 39 was adopted with 41 ayes, 0 nays, and 2 not voting.

LEGISLATIVE RESOLUTION 33.

Mr. Ruhnke moved that the report of the Public Works Committee be adopted and LR 33 be rejected.

The motion prevailed with 23 ayes, 11 nays, and 9 not voting, and LR 33 was rejected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 480. Placed on Select File as amended.

E and R amendments to LB 480:

1. In the Rasmussen General File Amendment 1, line 6, strike "*of this Article*".

2. In the title, line 7, insert "to provide when such method shall not be used or changed;" after the semicolon.

LEGISLATIVE BILL 702. Correctly engrossed.

LEGISLATIVE BILL 594. Correctly engrossed.

LEGISLATIVE BILL 217. Correctly engrossed.

LEGISLATIVE BILL 547. Correctly engrossed.

LEGISLATIVE BILL 625. Correctly engrossed.

LEGISLATIVE BILL 493. Correctly engrossed.

LEGISLATIVE BILL 460. Correctly engrossed.

LEGISLATIVE BILL 693. Correctly engrossed.

(Signed) William B. Brandt, Chairman

President Burney Presiding

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 489.

A BILL FOR AN ACT to amend section 77-1242, Revised Statutes Supplement, 1959, relating to revenue and taxation; to provide for credit of ad valorem tax on motor vehicles sold by motor vehicle dealers, as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Webb
Wylie

Voting in the negative, 5:

Jensen
Nelson
Ruhnke
Vosoba
Waldo

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 374.

A BILL FOR AN ACT to amend sections 83-458 and 83-462, Reissue Revised Statutes of Nebraska, 1943, section 83-459, Revised Statutes Supplement, 1959, and section 83-455, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 376, Seventy-second Session, Nebraska State Legislature, 1961, relating to penal and correctional institutions; to establish the Central Reception Center at the State Reformatory and provide for its personnel, their duties and compensation; to provide for the commitment of prescribed felons to the Central Reception Center for evaluation and decision as to future confinement, training, and employment; to provide for rules and regulations; to provide for transfers; to make prescribed laws applicable to the Central Reception Center; to provide duties; to provide an operative date; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 5:

Craft
Forrester
Jensen
Nelson
Webb

Not voting, 1:

Stryker

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 374. (Signed) Harold B. Stryker

LEGISLATIVE BILL 703.

A BILL FOR AN ACT relating to research; to define terms; to create the Nebraska Industrial Research Institute under the direction of the Nebraska Industrial Research Institute Board; to provide the composition of the board, the term of office, duties, and compensation of the members thereof; to provide that the board shall be a body corporate and politic; to provide for research and development projects as prescribed; to provide for powers of the institute; to provide for cooperation of state agencies; and to create the Nebraska Industrial Research Institute Fund and provide for management thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo

Voting in the negative, 4:

Forrester
Romans
Webb
Wylie

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 471.

A BILL FOR AN ACT to amend sections 8-330, 45-101, and 45-102, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to provide the maximum interest rate that may be charged by a building and loan association on prescribed loans; to provide for certain charges in addition to interest; to provide that loans by building and loan associations shall not be subject to the general usury laws of this state; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Hasebroock
Kjar
Klaver
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 3:

Gerhart
Knight
Vosoba

Not voting, 3:

Forrester
Gerdes
Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 650.

A BILL FOR AN ACT relating to real estate investment trusts; to define terms; and to provide for filing articles of agreement or of trusts, and any modification thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder

Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Adams

Not voting, 1:

Gerdes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 708. Laid over temporarily.

LEGISLATIVE BILL 500.

A BILL FOR AN ACT to amend section 77-1226.01, Revised Statutes Supplement, 1959, and section 77-1201, Revised Statutes Supplement, 1959, as amended by section 4, Legislative Bill 45, Seventy-second Session, Nebraska State Legislature, 1961, relating to revenue and taxation; to establish bonded and licensed warehouses or storage areas for goods, wares and merchandise in transit in the State of Nebraska which are intended for and are shipped to final destination outside this state; to exempt such goods, wares and merchandise from ad valorem taxation while in such warehouses or storage areas; to define terms; to fix the amount of the bond; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Webb
Wylie

Voting in the negative, 3:

Nelson
Vosoba
Waldo

Not voting, 3:

Adams
Claussen
Forrester

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 708. With emergency.

A BILL FOR AN ACT to amend section 14-1041, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide that for the purpose of this act the collection of sewer use fees for metropolitan cities shall not be considered as a utility; to eliminate obsolete matter; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Erlewine

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 419. With emergency.

A BILL FOR AN ACT relating to cities and villages, particular classes; to authorize cities of the first class, cities of the second class, and villages to make as a single project various street improvements, install water mains, sewers, both storm and sanitary sewers or a combination sewer; to provide limitations on the cost of such improvements, both individual and aggregate; to provide the procedure for creating the improvement districts, making the improvements, levying special assessments and issuing bonds to pay the cost thereof; to provide that this act shall be independent legislation; to provide how this act may be cited; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 524.

A BILL FOR AN ACT to amend section 60-320, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 40, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicles; to provide for the operation of a motor vehicle without registration by a manufacturer, dealer or prospective buyer, cars in transit, and dealer plates; to change the in-transit placard to a window decal and to require that such decal in-transit placards be numbered and a record kept thereof by the dealer on the invoice of sale; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 378.

A BILL FOR AN ACT to amend sections 15-249 and 15-251, Reissue Revised Statutes of Nebraska, 1943, and section 18-512, Revised Statutes Supplement, 1959, relating to cities of the primary class; to eliminate cross references; to repeal the original sections and also sections 15-232, 15-233, 15-253, 15-303, 15-304, 15-305, 15-306, 15-312, 15-323, 15-324, 15-325, 15-327, 15-328, 15-329, 15-330, 15-331, 15-405, 15-601, 15-602, 15-721, 15-801, 15-802, 15-803, 15-804, 15-805, 15-826, 15-827, 15-829, 15-830, 15-831, 15-832, 15-833, and 15-839, Reissue Revised Statutes of Nebraska, 1943, and section 15-828, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 8, Seventy-second Session, Nebraska State Legislature, 1961.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 604.

A BILL FOR AN ACT to amend section 33-116, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 24, Seventy-second Session, Nebraska State Legislature, 1961, relating to fees and salaries; to increase the fees of a county surveyor; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 574.

A BILL FOR AN ACT relating to highways; to provide for control of advertising devices adjacent to state highways as prescribed; to provide for violations; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McHugh
Munnelly
Orme
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 9:

Adamson
Erlewine
Lautenschlager
McCosh
Moulton
Nelson
Peck
Romans
Wylie

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 710.

A BILL FOR AN ACT to amend section 75-230, Reissue Revised Statutes of Nebraska, 1943, relating to motor carriers; to provide that the proposed service, to the extent to be authorized by the certificate, whether regular or irregular, passenger or property, is or will be required by the present or future public convenience and necessity; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Klaver

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 714. With emergency.

A BILL FOR AN ACT relating to state government; to authorize any board, agency, commission, or department of the state government to rent office space outside of the State Capitol when the terms and location are approved by the Governor in writing; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 3:

Erlewine
Marvel
Thompson

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Member Excused

Mr. Peck was excused for this afternoon, June 14.

SELECT FILE

LEGISLATIVE BILL 635. E and R amendments found in the Legislative Journal for the One Hundred-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 497. E and R amendments found in the Legislative Journal for the One Hundred-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 731. Advanced to E and R for engrossment.

LEGISLATIVE BILL 724. E and R amendments found in the Legislative Journal for the One Hundred-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 622. E and R amendment found in the Legislative Journal for the One Hundred-ninth Day was adopted.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 528. E and R amendment found in the Legislative Journal for the One Hundred-ninth Day was adopted.

Advanced to E and R for engrossment.

Visitors

President Burney introduced his son and family, Dr. and Mrs. Donald Burney, Chris and Mary, of Whiting, Indiana.

Mr. Romans introduced Messrs. John Koinzon and Dennis Koinzon of Bartlett.

GENERAL FILE

LEGISLATIVE BILL 642. Read and considered.

Mr. McCosh offered the following amendment:

1. Amend section 3 of the bill, line 5 by striking "and", and line 8 by inserting before the period the following:

"(3) payments to dentists duly licensed to practice dentistry which payments shall include the reasonable cost of necessary in hospital dental care for amounts which exceed twenty-five dollars in any one six-months period;

(4) payments to podiatrists duly licensed to practice podiatry which payments shall include the reasonable cost of care for amounts which exceed twenty-five dollars in any one six-months period; and

(5) payments to licensed retail pharmacist which payments shall include the reasonable cost of necessary drugs for amounts which exceed twenty-five dollars in any one six-months period.".

Mr. Erlewine offered the following amendment which was adopted with 25 ayes, 15 nays, and 3 not voting:

1. Amend the McCosh amendment by adding: "and (6) payments to osteopaths and chiropractors which payments shall include the reasonable cost of care for amounts which exceed twenty-five dollars in any one six-months period.".

Mr. McCosh moved the adoption of his pending amendment.

Mr. Bowen requested a record vote.

Mr. Bowen requested a Call of the House. A Call of the House was ordered and showed 42 members present.

Mr. Romans moved to raise the Call. The motion prevailed with 41 ayes, 0 nays, and 2 not voting.

Speaker Thompson Presiding

Voting in the affirmative, 22:

Brandt
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Forrester
Gerhart
Hasebroock
Lautenschlager
McCosh
Moulton
Nelson
Rasmussen
Romans
Ruhnke
Skarda
Stryker
Syas
Waldo
Webb
Wylie

Voting in the negative, 18:

Adams
Adamson
Bowen
Diers
Fleming
Gerdes
Kjar
Knight
Marvel
Munnelly
Orme
Peck
Russillo
Stalder
Staubitz
Stromer
Thompson
Vosoba

Not voting, 3:

Jensen Klaver McHugh

The McCosh amendment was adopted as amended.

Mr. Ruhnke offered the following amendment which was adopted with 37 ayes, 0 nays, and 6 not voting:

1. Amend section 3, line 6, by striking the words "to perform surgery" and line 7 by striking the words "of necessary surgery".

Mr. Klaver offered the following amendment which was adopted with 17 ayes, 12 nays, and 14 not voting:

1. Add at the end of subsection 2 of section 3 of LB 642, the following: ", and Vendor payments for home visiting nursing care through an approved agency providing nursing services.".

Mrs. Orme offered the following amendment which was adopted:

1. Amend section 3 as amended by the McCosh amendment, by including that necessary nursing services within the hospital be included.

Mr. Jensen moved that LB 642 be laid over. The motion lost.

Mr. Bowen offered the following amendment which was adopted with 26 ayes, 10 nays, and 7 not voting:

1. Amend the bill by adding three new sections to be known as sections 5 to 7 and to read as follows:

"Sec. 5. That section 77-1611, Revised Statutes Supplement, 1959, be amended to read as follows:

77-1611. (1) A tax of ~~three~~ *five* and one half dollars is hereby imposed upon every male and female inhabitant of the State of Nebraska who is twenty-one years of age or older, but has not yet attained the age of sixty years, is sane, is not a public charge, as a poor person or recipient of blind assistance, and is not excepted under subsection (2) of this section. The county board of each county in this state shall annually include in the county tax levy such tax of ~~three~~ *five* and one half dollars upon every male and female inhabitant of such county.

(2) The tax, provided for by subsection (1) of this section, shall not be imposed or levied upon any person serving in the armed forces of the United States on January 1 of each year or upon any person who has been or is hereafter classified by the United States Veterans Administration as being totally disabled as the result of service in the armed forces of the United States

or upon any person who is a member of any religious order or society which requires an oath of poverty of its members.

(3) Such tax levies shall be collected by the county treasurers of the several counties of the state and *the first two dollars thereof shall be transmitted to the State Treasurer for deposit in the state treasury to the credit of a special fund to be known as the Medical Assistance For The Aged Fund which is hereby created and which, when appropriated by the Legislature, shall be used solely for the administration of sections 1 to 4 of this act, and the balance* shall be apportioned in the various taxing districts of the state in the same manner as provided by section 77-704 for distribution of taxes on intangible property.

Sec. 6. *The provisions of sections 1 to 5 of this act shall become operative January 1, 1962.*

Sec. 7. That original section 77-1611, Revised Statutes Supplement, 1959, is repealed.".

Mr. Moulton Presiding

Mr. Bowen offered the following amendment which was adopted with 22 ayes, 19 nays, and 2 not voting:

1. Amend the bill by striking all amendments to section 3.

Visitors

Mr. Syas introduced his wife, Pauline, his mother, Mrs. W. O. Syas, and his aunt, Lenore Lenhart.

MESSAGE FROM THE GOVERNOR

June 14, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on June 10, 1961, he approved LB 521, LB 709, LB 688, LB 466, LB 190, LB 468, LB 653, LB 657, LB 667, LB 679, LB 680 and LB 682. On June 13, 1961 he approved LB 323, LB 618, LB 485, LB 330, LB 331, LB 175, LB 624, LB 677, LB 701, LB 697, LB 690, LB 634, LB 593, LB 565 and LB 169.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

Members Excused

Mr. Adams was excused for the remainder of the week.

Mr. Moulton was excused for this afternoon, June 14.

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent to hold an executive session of the Revenue Committee at 1:45 p.m., today, June 14. No objections. So ordered.

Recess

At 12:01 p.m., on a motion by Mr. Lautenschlager, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:02 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Adams, Moulton and Peck who were excused.

Visitors

Mr. Stalder introduced Messrs. William Price and Al Porr of Pawnee City.

MOTION—Postage Allowance

Mr. President: I move that each member of the Legislature and the Lieutenant Governor be allowed $150.00 in postage stamps to take care of the members' correspondence during the balance of their terms after adjournment sine die; payment therefor to be made from funds to be appropriated for the next biennium. (Signed) Richard D. Marvel

The motion prevailed with 35 ayes, 2 nays, and 6 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Munnelly requested unanimous consent for the Banking, Commerce and Insurance Committee to meet in executive session at 2:30 p.m., today, June 14. No objections. So ordered.

UNANIMOUS CONSENT—LB 726

Mr. Jensen requested unanimous consent to lay over LB 726 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 642. Considered.

Mr. Klaver offered the following amendment which was adopted with 25 ayes, 8 nays, and 10 not voting:

1. Amend Section 1 by adding thereto the following: "It shall be unlawful for any doctor or hospital that performs services under LB 642 to demand additional sums of money from any individual upon whom such services have been rendered or performed.".

Mr. Knight offered the following amendment which was adopted with 25 ayes, 11 nays, and 7 not voting:

1. Amend Section 3, lines 5 to 8 to read: "(2) payments to physicians duly licensed to practice medicine and surgery and shall include the reasonable cost of necessary surgery and medical service rendered in the hospital as exceeds $25.00 in any one six-month period.".

Mr. Stryker moved that LB 642 be indefinitely postponed.

Mr. Bowen requested a record vote.

Voting in the affirmative, 19:

Adamson
Bridenbaugh
Burbach
Craft
Erlewine
Forrester
Gerhart
Jensen
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Romans
Ruhnke
Stryker
Waldo
Wylie

Voting in the negative, 20:

Bowen
Claussen
Diers
Fleming
Gerdes
Hasebroock
Klaver
Knight
Munnelly
Orme
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Webb

Not voting, 4:

Adams	Brandt	Moulton	Peck

The Stryker motion lost.

Advanced to E and R for review with 21 ayes, 17 nays, and 5 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Claussen requested unanimous consent to hold an executive session of the Miscellaneous Appropriations and Claims Committee at 8:40 a.m., Thursday, June 15 in the West Lounge. No objections. So ordered.

Adjournment

At 3:01 p.m., on a motion by Mr. Claussen, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-ELEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, June 15, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Adams who was excused, and Mr. Munnelly who was excused until 9:40 a.m.

The Journal for the One Hundred-tenth Day was approved.

Invitation

Invitation from Mr. Harry Schneiderwind, Chairman, Committee of Associations, to members for a dinner and business meeting with Omaha businessmen, at 6:30 p.m., Monday, June 19, at the Cornhusker Hotel, Lincoln Room.

Communication

Letter from Mr. Richard L. Huber, Secretary of the Hall County Bar Association, stating the Association's opposition to that part of LB 385 which would make Hall County a single judicial district.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 385. Placed on General File as amended.

Standing Committee amendment to LB 385:

1. Amend section 1 of the bill by striking lines 3 to 67 and inserting the following:

"5-105. The State of Nebraska is hereby divided into ~~eighteen~~ *twenty-two* judicial districts as follows:

District No. 1 shall consist of the counties of Johnson, Pawnee, Nemaha and Richardson;

District No. 2 shall consist of the counties of Sarpy, Cass and Otoe;

District No. 3 shall consist of the county of Lancaster;

District No. 4 shall consist of the ~~counties~~ *county* of ~~Burt, Washington and~~ Douglas;

District No. 5 shall consist of the counties of Hamilton, ~~Polk,~~ York, ~~Butler,~~ *and* Seward ~~and Saunders~~;

District No. 6 shall consist of the counties of Boone, ~~Nance, Merrick,~~ Platte, Colfax, ~~and~~ Dodge, *Washington, Nance, and Merrick;*

District No. 7 shall consist of the counties of Fillmore, Saline, Thayer and Nuckolls;

District No. 8 shall consist of the counties of Thurston, Dakota, Dixon and Cedar;

District No. 9 shall consist of the counties of Knox, Antelope, Cuming, Pierce, Madison, Stanton, ~~and~~ Wayne *and Burt;*

District No. 10 shall consist of the counties of Phelps, Kearney, ~~Adams,~~ Harlan, *and* Franklin~~, Webster and Clay~~;

District No. 11 shall consist of the ~~counties~~ *county* of Hall~~, Howard, Greeley, Valley, Wheeler, Garfield, Loup, Grant, Hooker, Thomas and Blaine~~;

District No. 12 shall consist of the counties of ~~Custer,~~ Sherman, ~~Logan and~~ Buffalo *and Howard*;

District No. 13 shall consist of the counties of McPherson, *Logan,* Lincoln, *and* ~~Deuel, Cheyenne, Kimball,~~ Dawson~~, Keith, Banner and Arthur~~;

District No. 14 shall consist of the counties of Chase, Hayes, Frontier, Furnas, Red Willow, Hitchcock, Perkins, Gosper and Dundy;

District No. 15 shall consist of the counties of Brown, Keya Paha, Boyd, Rock and Holt *and Wheeler*;

District No. 16 shall consist of the counties of Cherry, Sheridan, Dawes, Box Butte and Sioux;

District No. 17 shall consist of the ~~counties~~ *county* of ~~Garden, Morrill and~~ Scotts Bluff;

District No. 18 shall consist of the counties of Jefferson and Gage;

District No. 19 shall consist of the counties of Banner, Kimball, Morrill, Cheyenne, Garden, Deuel, Arthur and Keith;

District No. 20 shall consist of the counties of Grant, Hooker, Thomas, Blaine, Loup, Garfield, Greeley, Valley, and Custer;

District No. 21 shall consist of the counties of Adams, Clay and Webster;

District No. 22 shall consist of the counties of Polk, Butler, and Saunders.

In the fourth district there shall be nine judges of the district court; in the third district there shall be four judges of the district court; in the ~~fifth,~~ sixth~~,~~ *and* ninth~~, tenth, eleventh, and thirteenth~~ districts there shall be two judges of the district court in each of said districts; in all other districts there shall be one judge of the district court.".

(Signed) Joe T. Vosoba, Chairman

Enrollment and Review

LEGISLATIVE BILL 713. Placed on Select File as amended.

E and R amendments to LB 713:

1. In section 1, line 16, insert "*either*" after "Accounts".

2. In Standing Committee Amendment 1, lines 3 and 4, strike "*, such county shall have on file with the Auditor of Public Accounts*".

3. In Standing Committee Amendment 2, strike line 4, and insert "*described in section 23-364,* after *'sheriffs'* ".

4. In section 3, line 19, strike "*the*" and insert "*such*".

LEGISLATIVE BILL 433. Replaced on Select File as amended.

E and R amendment to LB 433:

1. In section 3, line 19, strike "shall" as in the statutes.

LEGISLATIVE BILL 623. Replaced on Select File as amended.

E and R amendment to LB 623:

1. In Enrollment and Review Amendment 2, adopted June 13, 1961, line 4, strike "Nebraska" and insert "Norfolk".

LEGISLATIVE BILL 719. Correctly engrossed.

LEGISLATIVE BILL 727. Correctly engrossed.

LEGISLATIVE BILL 725. Correctly engrossed.

LEGISLATIVE BILL 729. Correctly engrossed.

LEGISLATIVE BILL 731. Correctly engrossed.

LEGISLATIVE BILL 622. Correctly re-engrossed.

LEGISLATIVE BILL 710. Correctly enrolled.

LEGISLATIVE BILL 574. Correctly enrolled.

LEGISLATIVE BILL 604. Correctly enrolled.

LEGISLATIVE BILL 378. Correctly enrolled.

LEGISLATIVE BILL 524. Correctly enrolled.

LEGISLATIVE BILL 419. Correctly enrolled.

LEGISLATIVE BILL 708. Correctly enrolled.

LEGISLATIVE BILL 500. Correctly enrolled.

LEGISLATIVE BILL 650. Correctly enrolled.

LEGISLATIVE BILL 471. Correctly enrolled.

LEGISLATIVE BILL 703. Correctly enrolled.

LEGISLATIVE BILL 374. Correctly enrolled.

LEGISLATIVE BILL 489. Correctly enrolled.

LEGISLATIVE BILL 714. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 710 LB 574 LB 604 LB 378 LB 524 LB 419 LB 708 LB 500 LB 650 LB 471 LB 703 LB 374 LB 489 LB 714 LR 38 LR 39

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 717.

A BILL FOR AN ACT to amend sections 2-1907, 60-1402, 68-326, 72-201, 80-401.06, and 81-862, Reissue Revised Statutes of Nebraska, 1943, and section 71-1,132.07, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 43, Seventy-second Session, Nebraska State Legislature, 1961, relating to state boards; to provide that the congressional districts from which members of various boards as prescribed are appointed shall be as they were constituted on January 1, 1961; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Adams
Jensen
Knight
Munnelly
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 717. (Signed) Hans O. Jensen

LEGISLATIVE BILL 707. Laid over at the request of Mr. Gerdes.

Visitors

Mr. Stromer introduced Mr. George Stephens, Teacher, Dr. Lux, Supervisor, and twenty-two students from University High School, Lincoln.

LEGISLATIVE BILL 316.

A BILL FOR AN ACT to amend section 81-127, Reissue Revised Statutes of Nebraska, 1943, and section 33-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 627, Seventy-second Session, Nebraska State Legislature, 1961, relating to state administrative departments; to include the State Racing Commission in the agencies required to submit budgets and statements of expenditures from all funds under its control as prescribed; to provide an exception; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Mr. Waldo requested a Call of the House.

A Call of the House was ordered and showed 37 members present.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed with 21 ayes, 14 nays, and 8 not voting.

Voting in the affirmative, 20:

Bowen
Diers
Erlewine
Fleming
Forrester
Jensen
Marvel
Moulton
Orme
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Waldo
Webb

Voting in the negative, 20:

Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Lautenschlager
McCosh
McHugh
Nelson
Peck
Romans
Russillo
Vosoba
Wylie

Not voting, 3:

Adams
Knight
Munnelly

Having failed to receive a constitutional majority, the bill failed of passage.

LEGISLATIVE BILL 555.

A BILL FOR AN ACT to amend section 39-722.01, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to authorize continuing permits for vehicles and products exceeding the maximum legal length for operation on the highways; to provide a maximum fee for a continuing permit; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Webb
Wylie

Voting in the negative, 4:

Bowen
Burbach
Klaver
Orme

Not voting, 3:

Adams
Adamson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 513. With emergency.

A BILL FOR AN ACT to amend section 48-609, Reissue Revised Statutes of Nebraska, 1943, relating to Employment Security Law; to correct internal reference; to authorize a contributory retirement system for employees of the Division of Employment Security; to limit the funds that may be used for such system; to repeal the original section; and to decare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes

Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 2:

Adams
Nelson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 605. With emergency.

A BILL FOR AN ACT relating to public power; to declare legislative intent; to provide for the elimination of overlapping, duplication and conflict as prescribed; to provide for negotiations as prescribed; to create the Nebraska Public Power Committee, prescribing its selection, composition, powers, and duties; to provide duties for the Director of Water Resources; to provide for reports; to provide how long this act shall be in effect; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 706.

A BILL FOR AN ACT relating to eggs; to provide for the regulation of the sale of shell eggs; to provide for license and inspection fees; to make certain acts unlawful; to provide penalties; to provide for duties and powers of certain public officials and others as prescribed; to provide for disposition of fees; to provide for the Egg Law Enforcement Fund, and the disbursement thereof; and to repeal sections 81-275.01, 81-275.02, 81-275.03, 81-275.04, 81-275.05, 81-275.06, 81-275.07, 81-275.08, 81-275.09, 81-275.10, 81-275.11, 81-275.12, 81-275.13, and 81-275.14, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Adamson
Bowen
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo

Voting in the negative, 8:

Brandt
Erlewine
Gerdes
Lautenschlager
Nelson
Romans
Webb
Wylie

Not voting, 2:

Adams
Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Speaker Thompson introduced former Speaker of the Legislature, Ed Hoyt, who addressed the Legislature briefly.

Mr. McCosh introduced Mr. and Mrs. Alvin Schuman of Gering.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 490. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

MOTION—Reconsider Action

Mr. President: I move that we reconsider our action on the Final Reading vote on LB 316. (Signed) Joe T. Vosoba

Mr. Vosoba requested a Call of the House. A Call of the House was ordered and showed 40 members present.

Mr. McCosh moved to raise the Call. The motion prevailed with 31 ayes, 7 nays, and 5 not voting.

Mr. Vosoba requested a record vote.

Voting in the affirmative, 23:

Bowen
Diers
Erlewine
Fleming
Forrester
Jensen
Knight
Marvel
Munnelly
Nelson
Orme
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 17:

Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Gerdes
Hasebroock
Kjar
Klaver
Lautenschlager
McCosh
McHugh
Peck
Romans
Russillo
Wylie

Not voting, 3:

Adams
Gerhart
Moulton

The Vosoba motion to reconsider Final Reading action on LB 316 lost.

SELECT FILE

LEGISLATIVE BILL 480. E and R amendments found in the Legislative Journal for the One Hundredtenth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 641. Read and considered.

Mr. Kjar offered the following amendment:

1. Amend section 1 of the bill, line 3 by inserting "who cultivates the soil for the purpose of production of crops therefrom" after "consumers".

Mr. Thompson offered the following amendment which was adopted:

1. Amend the Kjar amendment to section 1, by inserting "for sale" after the word "crops" in line 3.

The Kjar amendment was adopted as amended.

Mr. Bowen moved that LB 641 be indefinitely postponed.

Mr. Vosoba Presiding

Mr. Brandt moved the previous question. The motion prevailed with 22 ayes, 14 nays, and 7 not voting.

Mr. Jensen requested a record vote.

Mr. Jensen requested a Call of the House.

A Call of the House was ordered and showed 40 members present.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed with 27 ayes, 0 nays, and 16 not voting.

Voting in the affirmative, 26:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Gerdes
Gerhart
Hasebroock
Klaver
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Ruhnke
Russillo
Skarda
Stromer
Thompson
Webb
Wylie

Voting in the negative, 11:

Claussen
Erlewine
Forrester
Jensen
Kjar
Knight
Rasmussen
Staubitz
Stryker
Syas
Vosoba

Not voting, 6:

Adams
Fleming
Peck
Romans
Stalder
Waldo

The Bowen motion prevailed and LB 641 was indefinitely postponed.

MESSAGE FROM THE GOVERNOR

June 15, 1961

Members of the Legislature
State House

Gentlemen and Mrs. Orme:

While the Governor is aware that the time is late, it has been called to his attention that through the passage of LB 441, the investment of foreign capital in the State of Nebraska, which we think is so vital for the industrial growth, may inadvertently have been limited.

With this in mind, the Governor is requesting the introduction of a bill for your consideration which he understands will clarify the provisions of LB 441 and further improve the conditions for investment of foreign capital. The bill would clarify any doubt or any possibility of whether or not foreign corporations who are not authorized to do business in the State of Nebraska can make loans and secure them with real estate mortgages.

Your consideration is respectfully requested.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:s

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 733. By John P. Munnelly, 8th District, upon recommendation of the Governor.

A BILL FOR AN ACT to amend section 1, Legislative Bill 441, Seventy-second Session, Nebraska State Legislature, 1961, relating to secured loans on real estate by foreign corporations or associations; to authorize the making or servicing, in addition to the acquiring, of such loans by such foreign corporations or associations, as well as the acquisition of such loans by foreign educational institutions, without being considered as transacting or engaging in business in this state; to repeal the original section; and to declare an emergency.

SUSPEND RULES—Refer LB 733

Mr. President: I move that the rules be suspended and LB 733 be referred to the Committee on Banking, Commerce and Insurance. (Signed) John P. Munnelly

The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

Visitors

Mr. Waldo introduced former Senator George Fulton of Beatrice.

Mr. Ruhnke introduced Messrs. Cecil Marguardt and Keith D. Frye of Byron.

Mr. Brandt introduced Mr. Willard Story of Syracuse.

Mr. Hasebroock introduced Meta Hasebroock and Mrs. Viola Meyer of Scribner, and Miss Alta Nelson and Dr. E. Bryan Reisler of Fremont.

President Burney Presiding

SUSPEND RULES—LB 733

Mr. President: I move that the rules be suspended so as to permit the Banking, Commerce and Insurance Committee to hold a hearing on LB 733, on Monday, June 19. (Signed) Jack Romans

The motion prevailed with 33 ayes, 1 nay, and 9 not voting.

GENERAL FILE

LEGISLATIVE BILL 411. Considered.

Mr. Burbach offered the following amendment:

1. Amend the Rasmussen amendment 1, section 4, line 3 by inserting after "county" the following:

"or such proportionate amount of the sum appropriated by the Legislature".

Amendment pending.

UNANIMOUS CONSENTS—Executive Sessions

Mr. Marvel requested unanimous consent for the Budget Committee to meet in executive session at 1:00 p.m., today, June 15. No objections. So ordered.

Mr. Claussen requested unanimous consent for the Miscellaneous Appropriations and Claims Committee to meet in executive session at 1:30 p.m., today, June 15. No objections. So ordered.

Member Excused

Mr. Vosoba was excused for this afternoon, June 15.

MOTION—Recess

Mr. President: I move we recess until 2:00 p.m. (Signed) Ross H. Rasmussen

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 411. Considered.

The pending Burbach amendment considered.

Recess

At 12:05 p.m., on a motion by Mr. Nelson, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:02 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Adams and Vosoba who were excused, and Mr. Romans who was excused until 4:25 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 528. Correctly engrossed.

(Signed) William B. Brandt, Chairman

GENERAL FILE

LEGISLATIVE BILL 411. Considered.

Mr. Burbach moved that his pending amendment found in this Day's Journal be adopted.

Mr. Ruhnke requested a Call of the House. A Call of the House was ordered and showed 30 members present.

Mr. Syas moved that the Call be raised. The motion lost with 8 ayes, 22 nays, and 13 not voting.

Mr. Ruhnke moved that the Call be raised. The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

The Burbach amendment was adopted with 22 ayes, 16 nays, and 5 not voting.

Mr. Rasmussen moved that LB 411 be advanced to E and R for review.

Mr. Klaver requested a record vote.

Voting in the affirmative, 15:

Burbach
Erlewine
Fleming
Forrester
Jensen
Klaver
McHugh
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Stalder
Webb

Voting in the negative, 20:

Adamson
Bowen
Brandt
Craft
Diers
Gerdes
Gerhart
Hasebroock
Kjar
Lautenschlager
Marvel
McCosh
Moulton
Skarda
Staubitz
Stromer
Stryker
Syas
Thompson
Wylie

Not voting, 8:

Adams
Bridenbaugh
Claussen
Knight
Nelson
Romans
Vosoba
Waldo

The Rasmussen motion to advance LB 411 to E and R for review lost.

Visitors

Mr. Erlewine introduced Ted and Caralyn Anderson of Wauneta.

LEGISLATIVE BILL 288. Read and considered.

Standing Committee amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 733	Monday, June 19, 1961	2:00 p.m.

GENERAL FILE

LEGISLATIVE BILL 567. Read and considered.

Standing Committee amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Member's Anniversary

Mr. Stromer announced that today is Mr. and Mrs. Diers' forty-third Wedding Anniversary, and that in their honor, refreshments would be served.

Ease

The Legislature was at ease from 2:53 until 3:12 p.m.

Speaker Thompson Presiding

GENERAL FILE

LEGISLATIVE BILL 567. Considered.

Visitors

Mr. Claussen introduced David Longe, Lauren Beckenhauer, and Neal McQuistan of Wayne.

Mr. Thompson introduced Jeanette Thompson and Vicky Spencer of McCook.

Mr. Gerdes introduced Mrs. Fox of Harrison, and Mrs. Jack Copple of Thurston County.

Messrs. Munnelly and Lautenschlager moved that LB 567 be indefinitely postponed.

The motion prevailed with 30 ayes, 9 nays, and 4 not voting, and LB 567 was indefinitely postponed.

MOTION—Adjournment

Mr. President: I move that we adjourn. (Signed) Fern Hubbard Orme

The motion lost.

Mr. Moulton Presiding

Members Excused

Messrs. Rasmussen and Kjar were excused for Friday, June 16.

GENERAL FILE

LEGISLATIVE BILL 726. Considered.

Mr. Claussen offered the following amendment which was adopted:

1. Amend the bill, page 4, by striking lines 93, 94, and 95.

Adjournment

At 5:03 p.m., on a motion by Mr. Jensen, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-TWELFTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, June 16, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by Mr. Stryker.

The roll was called and all members were present except Messrs. Adams, Kjar, and Rasmussen who were excused, and Mr. Jensen who was excused until 10:10 a.m.

The Journal for the One Hundred-eleventh Day was approved.

Communications

Letters from Mr. W. G. Jantzen, Secretary, The Nebraska Association of Workers for the Blind, stating the Association's opposition to the reduced budgets for the Nebraska School For The Blind and the Department of Nebraska Services For The Blind.

UNANIMOUS CONSENT—Change of Order

Mr. Munnelly requested unanimous consent to consider Select File prior to Final Reading, this morning, June 16. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on June 15, 1961, at 4:30 p.m.: LB 714 LB 710 LB 708 LB 703 LB 650 LB 604 LB 574 LB 524 LB 500 LB 489 LB 471 LB 419 LB 378 LB 374

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 721. Placed on General File as amended.

Standing Committee amendment to LB 721:

1. Amend Section 1 by striking line 12 and inserting *"any gas-fired equipment or appliances after January 1, 1963, at either retail or wholesale, if the retail price of that item exceeds fifty dollars."*

(Signed) John P. Munnelly, Chairman

Enrollment and Review

LEGISLATIVE BILL 642. Placed on Select File as amended.

E and R amendments to LB 642:

1. In the Klaver General File Amendment 1, line 3, strike "LB 642" and insert "this act".

2. In the Knight General File Amendment 1, line 2, insert *"six-month period, and"* before "(2)".

3. For correlation purposes, after the second comma in line 2 of sections 5 and 7, insert "as amended by section 2, Legislative Bill 409, Seventy-second Session, Nebraska State Legislature, 1961,"; and in section 5, after "States" in line 21, insert ", upon any member in good standing in any volunteer fire company or volunteer hook and ladder company in this state,".

4. In the title, line 4, strike "and"; and in line 5, insert "; to provide for financing such program through an addition of two dollars to the poll tax; to amend section 77-1611, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 409, Seventy-second Session, Nebraska State Legislature, 1961; to provide an operative date; and to repeal the original section." after "eligibility".

LEGISLATIVE BILL 724. Correctly engrossed.

LEGISLATIVE BILL 717. Correctly enrolled.

LEGISLATIVE BILL 555. Correctly enrolled.

LEGISLATIVE BILL 513. Correctly enrolled.

LEGISLATIVE BILL 605. Correctly enrolled.

LEGISLATIVE BILL 706. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 717 LB 555 LB 513 LB 605 LB 706

SELECT FILE

LEGISLATIVE BILL 578. Bracketed at the request of Mr. McHugh.

LEGISLATIVE BILL 713. E and R amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted.

Mr. Romans moved that LB 713 be indefinitely postponed.

The motion lost with 19 ayes, 19 nays, and 5 not voting.

Mr. Skarda moved to reconsider the action on the Romans motion to indefinitely postpone LB 713. The motion prevailed with 23 ayes, 14 nays, and 6 not voting.

Mr. Vosoba requested a record vote.

Voting in the affirmative, 19:

Brandt
Craft
Erlewine
Fleming
Forrester
Gerdes
Lautenschlager
McCosh
Moulton
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Wylie

Voting in the negative, 19:

Adamson
Bowen
Bridenbaugh
Claussen
Diers
Gerhart
Hasebroock
Klaver
Knight
Marvel
McHugh
Munnelly
Nelson
Orme
Staubitz
Thompson
Vosoba
Waldo
Webb

Not voting, 5:

Adams
Burbach
Jensen
Kjar
Rasmussen

The Romans motion to indefinitely postpone LB 713 lost.

Advanced to E and R for engrossment with 20 ayes, 17 nays, and 6 not voting.

Visitor

Mr. Forrester introduced Miss Marlia Phifer of Mason City.

LEGISLATIVE BILL 433. E and R amendment found in the Legislative Journal for the One Hundred-eleventh Day was adopted.

Advanced to E and R for engrossment with 26 ayes, 8 nays, and 9 not voting.

LEGISLATIVE BILL 623. E and R amendment found in the Legislative Journal for the One Hundred-eleventh Day was adopted.

Advanced to E and R for engrossment.

Visitor

President Burney introduced Jeffrey Gerhart.

RESOLUTIONS

LEGISLATIVE RESOLUTION 40. Re: Homestead Centennial in the Year 1962, and Issuance of a Commemorative Stamp.

Introduced by Willard H. Waldo, 21st District; Sam Klaver, 6th District; and Don Thompson, 33rd District.

WHEREAS, the year 1962 is the centennial of the Homestead Act, and

WHEREAS, the monument of the National Park Service to the nation's first homestead entryman is located near Beatrice, Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the members of Congress are hereby memorialized to support the bills in Congress directing the President of the United States to designate the Homestead Centennial in the year 1962, and the Postmaster General of the United States to issue a commemorative stamp of the one hundredth anniversary of the Homestead Act.

2. That copies of this resolution be transmitted by the Clerk of the Legislature to the Vice President of the United States as President of the Senate of the United States, to the Speaker of the House of Representatives of the United States, to each member from Nebraska in the Senate of the United States and in the House of Representatives of the United States.

Mr. Waldo requested unanimous consent to add Arnold Ruhnke, 22nd District; Joe T. Vosoba, 23rd District; and Dale Erlewine, 37th District, as co-introducers of LR 40. No objections. So ordered.

BILLS ON FINAL READING

LEGISLATIVE BILL 707.

Mr. Burbach moved that LB 707 be returned to Select File for the following specific amendment:

1. Amend section 2 of the bill, line 17 by striking the words "and students".

Amendment pending.

The Burbach motion prevailed with 34 ayes, 0 nays, and 9 not voting, and LB 707 was returned to Select File.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 640. With emergency.

A BILL FOR AN ACT to amend sections 19-301, 19-302, 19-304, 19-306, 19-307, 19-310, 19-311, and 19-312, Reissue Revised Statutes of Nebraska, 1943, and sections 19-303 and 19-305, Revised Statutes Supplement, 1959, relating to cities and villages of particular classes; to make provisions for establishment of a plumbing board and licensing of plumbers optional in cities of the first or second class or villages; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 32:

Adamson
Bowen
Brandt
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 6:

Claussen
Lautenschlager
Nelson
Peck
Romans
Wylie

Not voting, 5:

Adams
Bridenbaugh
Jensen
Kjar
Rasmussen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 712. With emergency.

A BILL FOR AN ACT to amend sections 81-218.01, 81-218.10, 81-219, and 81-223, Reissue Revised Statutes of Nebraska, 1943, relating to frozen desserts; to redefine terms; to define frozen diet food; to change a license renewal date; to prohibit the sale of frozen diet foods, except as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Nelson

Not voting, 4:

Adams
Jensen
Kjar
Rasmussen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 656.

A BILL FOR AN ACT to amend sections 60-311.03, 60-330, and 60-334, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle registration; to change the standards for local truck classification; to establish a local commercial classification and provide registration fees therefor; to increase the net load for classification as a commercial vehicle; to clarify provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adamson
Bowen
Brandt
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Hasebroock
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 4:

Bridenbaugh
Gerhart
Nelson
Syas

Not voting, 5:

Adams
Claussen
Jensen
Kjar
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Munnelly was excused at 10:05 a.m., for the remainder of the morning.

LEGISLATIVE BILL 469.

A BILL FOR AN ACT to amend section 86-322, Reissue Revised Statutes of Nebraska, 1943, relating to transmission lines; to provide when an application to construct a transmission line need not be made; to provide that a primary service connection shall not be along or on a section line, public road, or property owned by another party; to provide for line extensions, as prescribed, without prior approval; to provide for delayed applications; to provide additional jurisdiction, for a specified time, for the Director of Water Resources; to provide procedures for the approval of prescribed electrical construction; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adams
Kjar
Munnelly
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 3.

A BILL FOR AN ACT to amend section 2-304, Revised Statutes Supplement, 1959, and section 2-1503, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 343, Seventy-second Session, Nebraska State Legislature, 1961, relating to agriculture; to delete obsolete matter; to harmonize provisions thereof with other legislation; to clarify the provisions thereof; to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adams
Kjar
Munnelly
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 46.

A BILL FOR AN ACT to amend sections 79-334, 79-401, and 79-803.01, Reissue Revised Statutes of Nebraska, 1943, sections 79-488.01 and 79-1906, Revised Statutes Supplement, 1959, and section 79-2007, Revised Statutes Supplement, 1959, as amended by section 9, Legislative Bill 648, Seventy-second Session, Nebraska State Legislature, 1961, relating to schools; to correct internal references; to harmonize the provisions thereof with other legislation; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 7:

Adams
Forrester
Kjar
Munnelly
Rasmussen
Skarda
Stalder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Jensen introduced Chris and Wendy Rosenstock of Lincoln.

LEGISLATIVE BILL 264.

A BILL FOR AN ACT relating to counties; to provide that the county board of any county having a population of one hundred thousand inhabitants or more may, with the approval of the voters, provide retirement benefits, as prescribed, for present and future employees of the county.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 5:

Adams
Forrester
Kjar
Munnelly
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 689. With emergency.

A BILL FOR AN ACT to amend section 72-706, Reissue Revised Statutes of Nebraska, 1943, and section 72-1007, Revised Statutes Supplement, 1959, as amended by section 1, Legislative Bill 169, Seventy-second Session, Nebraska State Legislature, 1961, relating to state lands; to authorize rental and use of state lands as prescribed; to provide for disposition of money received as rent as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder

Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Adams
Erlewine
Gerdes
Kjar
Munnelly
Rasmussen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 504. With emergency.

A BILL FOR AN ACT relating to railroad grade crossings; to establish the Grade Crossing Protection Fund and specify the purpose and source thereof; to provide for the installation, division of cost, and maintenance of automatic railroad grade crossing protection devices, as prescribed; to amend sections 75-219 and 75-221, Reissue Revised Statutes of Nebraska, 1943, and section 66-424.01, Revised Statutes Supplement, 1959; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adams
Kjar
Munnelly
Rasmussen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Members Excused

Mr. Thompson was excused at 10:50 a.m., for the remainder of the day.

Mr. Adamson was excused for Monday, June 19, 1961.

MOTION—Adjournment

Mr. President: I move that we do not adjourn until 1:00 p.m., today, June 16. (Signed) Kenneth L. Bowen

The motion prevailed with 25 ayes, 6 nays, and 12 not voting.

GENERAL FILE

LEGISLATIVE BILL 726. Considered.

Mr. Claussen offered the following amendment which was adopted with 23 ayes, 10 nays, and 10 not voting:

1. Amend Section 1, by adding thereto the following item:

"Mrs. Ralph G. Brooks McCook, Nebraska	Reimbursement for personal expenditures for Governor's Mansion operation.	General Fund $1,538.31"

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

Visitor

Mr. Forrester introduced Mr. Chester Paxton of Thedford.

UNANIMOUS CONSENT—Change of Order

Mr. Burbach requested unanimous consent to have LB 475 placed immediately following LB 373 on General File. No objections. So ordered.

Member Excused

Mr. Russillo was excused at 11:45 a.m., for the remainder of the day.

GENERAL FILE

LEGISLATIVE BILL 732. Read and considered.

Mr. Marvel offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 28 ayes, 1 nay, and 14 not voting.

LEGISLATIVE BILL 130. Read and considered.

Mr. Burbach moved that the Standing Committee amendments be rejected and that the following substitute amendments be adopted. Motion pending.

1. Amend section 1 of the bill by striking lines 1 to 25 and all amendments thereto and inserting the following:

"Section 1. The actual value of livestock, except horses and mules, for purposes of assessment for taxation shall be determined as follows:

(1) There shall first be obtained the official United States Department of Agriculture average figures, per hundred weight, of actual sales of the different classifications of livestock, by grades and weights, at the Omaha market for the full twelve month period ending ninety days before the assessment date.

(2) From the sales prices determined as provided in subdivision (1) of this section there shall be deducted, for each of the various classifications, grades, and weights, one dollar per hundred weight, representing the reasonable transportation and marketing expense.

(3) The various figures remaining after the deduction provided in subdivision (2) of this section shall be grouped and averaged to correspond with the various classifications of livestock as used on the assessment schedule and shall next be multiplied by seventy-five per cent, the resulting figure to constitute the base value per hundred weight of each of the various classifications of livestock.

(4) The base value per hundred weight, as provided in subdivision (3) of this section shall next be multiplied by the following weights for the various age groups of livestock to arrive at the dollar per head actual value for assessment purposes:

Heifers, 6 to 12 months	400 pounds;
Steers, 6 to 12 months	400 pounds;
Heifers, 12 to 18 months	550 pounds;
Heifers, 18 to 30 months	700 pounds;
Steers, 12 to 18 months	600 pounds;
Steers, 18 to 30 months	750 pounds;
Steers, over 30 months	900 pounds;
All Cows	1000 pounds;
All Bulls	1000 pounds;

Provided, that the actual value for the following classes of livestock shall be determined in the following manner: The value of stock cows shall be determined by multiplying the values of their weight class as above set out by one hundred and fifteen per cent. All purebred livestock, excluding bulls, shall be valued by multiplying the values of the various weight classes as above set out by one hundred and ten per cent, except that the value of purebred stock cows and all dairy cows, including both purebred and grade cows, shall be determined by multiplying the value of their respective weight classes as above set out by one hundred twenty-six and one half per cent. Range and commercial bulls shall be assessed at one hundred seventy-five per cent of the value of stock cows. Purebred herd bulls shall be assessed at a minimum of two and one half times the value of range and commercial bulls.".

2. Amend the bill by striking Standing Committee amendment 2, section 3 and inserting a new section 3 to read as follows:

"Sec. 3. Any person or political subdivision affected by the valuations of livestock placed thereon as provided by section 1 of this act may file written objections to such values with the Tax Commissioner at any time prior to March 1 of any year. Upon receiving any such objections the Tax Commissioner shall fix a time and place for hearing the same at which time the Attorney General shall appear on behalf of the state. Such hearing shall be conducted by the Tax Commissioner or by some suitable person appointed by him for that purpose. Within fifteen days after any such hearing the Tax Commissioner shall notify any such objector of his findings in writing. Such order shall be considered as the final order in the case from which an appeal may be taken to the Supreme Court in the same manner as appeals are taken from an order of the State Board of Equalization and Assessment relating to the assessment of railroad property under the provisions of section 77-613 to 77-618.".

Amendments pending.

Laid over at the request of Mr. Waldo.

President Burney Presiding

LEGISLATIVE BILL 373. Read and considered.

Mr. Burbach moved that the Standing Committee amendments found in the Legislative Journal for the Ninety-ninth Day be adopted.

Mr. Brandt moved the previous question. The motion prevailed with 22 ayes, 9 nays, and 12 not voting.

Mr. Vosoba requested a record vote.

Voting in the affirmative, 14:

Adamson
Bridenbaugh
Erlewine
Forrester
Gerdes
Gerhart
Jensen
Knight
Lautenschlager
Romans
Ruhnke
Skarda
Syas
Wylie

Voting in the negative, 21:

Bowen
Brandt
Burbach
Claussen
Craft
Diers
Fleming
Hasebroock
Marvel
McCosh
McHugh
Moulton
Orme
Peck
Stalder
Staubitz
Stromer
Stryker
Vosoba
Waldo
Webb

Not voting, 8:

Adams
Kjar
Klaver
Munnelly
Nelson
Rasmussen
Russillo
Thompson

The Burbach motion lost and the Standing Committee amendments were rejected.

UNANIMOUS CONSENT—LB 571

Mrs. Orme requested unanimous consent to withdraw her pending motion found in the Legislative Journal for the One Hundred-first Day to place LB 571 on General File. No objections. So ordered.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Joe T. Vosoba

Mr. Burbach moved to amend the Vosoba motion to 10:00 a.m., Monday, June 19. The motion lost with 13 ayes, 21 nays, and 9 not voting.

The Vosoba motion prevailed with 25 ayes, 8 nays, and 10 not voting, and at 12:59 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-THIRTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, June 19, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adamson and Claussen who were excused, Mr. Russillo who was excused until 9:15 a.m., and Mr. Munnelly who was excused until 10:15 a.m.

Corrections for the Journal

Page 1769, line 27, correct the spelling of the word "Postmaster".

The Journal for the One Hundred-twelfth Day was approved as corrected.

Presented to the Governor

Presented to the Governor for approval on June 16, 1961, at 3:30 p.m.: LB 513 LB 717 LB 555 LB 605 LB 706

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 288. Placed on Select File.

LEGISLATIVE BILL 635. Correctly engrossed.

LEGISLATIVE BILL 497. Correctly engrossed.

LEGISLATIVE BILL 480. Correctly engrossed.

LEGISLATIVE BILL 640. Correctly enrolled.

LEGISLATIVE BILL 712. Correctly enrolled.

LEGISLATIVE BILL 656. Correctly enrolled.

LEGISLATIVE BILL 469. Correctly enrolled.

LEGISLATIVE BILL 3. Correctly enrolled.

LEGISLATIVE BILL 46. Correctly enrolled.

LEGISLATIVE BILL 264. Correctly enrolled.

LEGISLATIVE BILL 689. Correctly enrolled.

LEGISLATIVE BILL 504. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 640 LB 712 LB 656 LB 469 LB 3 LB 46 LB 264 LB 689 LB 504

UNANIMOUS CONSENT—Executive Session

Mr. Burbach requested unanimous consent for the Revenue Committee to meet in executive session at 1:30 p.m., today, June 19. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 41. Re: Legislative Council Study of Forestry, Afforestation, and Forestry-product Utilization.

Introducted by George A. Knight, 18th District; William B. Brandt, 2nd District; and M. M. Forrester, 35th District.

WHEREAS, over one million acres within the confines of the State of Nebraska is now considered to be forest land; and

WHEREAS, this is a recognized need to broaden, diversify and expand the economy of Nebraska; and

WHEREAS, land use experts recognize that much additional Nebraska land should be placed in forest and under intensive forestry management as an integral part of pending watershed development programs and other conservation plans to best use certain Nebraska soil types, and conserve vital soil and water resources; and

WHEREAS, the expanding economy of our state and nation will certainly require additional forest products in the years and decades to come, much of which can be economically produced in Nebraska; and

WHEREAS, the growing of new standing crops of forestry products requires from ten to fifty years; and

WHEREAS, the present standing forest crop in Nebraska is not being utilized to any appreciable extent; and

WHEREAS, the Nebraska Legislature has evidenced great interest in the development, introduction, and sound exploitation of new cash crops for Nebraska; and

WHEREAS, with the exception of the development of farm windbreaks, little leadership, research, advice, practical demonstration, or management suggestions have been available to the owners of Nebraska forest lands; and

WHEREAS, calm, careful and considered study of the state's problems connected with the forestry, afforestation and forestry product utilization fields, including an examination of the laws relating thereto, and a thorough public airing of such problems and laws is necessary to properly resolve such problems and reassess such laws; and

WHEREAS, certain features of our present public revenue structure may be inhibiting the growth and proper utilization of our state's present and potential forestry resources.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to make a study of problems, potentials and laws in connection with forestry, afforestation, and forestry-product utilization in Nebraska, and such other problems and laws as the committee may desire.

2. That such committee report to the next regular session of the Legislature its findings and conclusions together with its recommendations, if any, for changes in the laws of this state or in forestry, afforestation or forestry-product utilization practices.

3. That adequate funds be available from the Legislative Council for the use of the committee in carrying out its purposes.

Referred to the Legislative Council Executive Board.

LEGISLATIVE RESOLUTION 40.

LR 40 was adopted with 33 ayes, 0 nays, and 10 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 702.

A BILL FOR AN ACT relating to cities of the first class; to authorize cities of the first class to improve streets and alleys by the use of salt stabilized base or armor coating as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 4:

Adamson
Claussen
Munnelly
Russillo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 594. Laid over at the request of Mr. Marvel.

LEGISLATIVE BILL 217. By Arnold Ruhnke, 22nd District; George C. Gerdes, 41st District; Fern Hubbard Orme, 20th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 5, of the Constitution of Nebraska, relating to the Legislature; to provide that in redistricting of the state established lines other than county lines may be followed and primary emphasis shall be placed on population but that prescribed weight shall also be given to area; to provide for the submission of the proposed amendment to the electors at the general election in November, 1962; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1962, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 5, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 5. At the regular session of the Legislature held in the year nineteen hundred and thirty-five the Legislature shall by law determine the number of members to be elected and divide the state into legislative districts. In the creation of such districts, any county that contains population sufficient to entitle it to two or more members of the Legislature shall be divided into separate and distinct legislative districts, as nearly equal in population as may be and composed of contiguous and compact territory. After the creation of such districts, beginning in nineteen hundred and thirty-six and every two years thereafter, one member of the Legislature shall be elected from each such district. The basis of apportionment shall be the population excluding aliens, as shown by next preceding federal census. The Legislature may redistrict the state from time to time, not more often than once in ten years. In any such redistricting, county lines shall be followed whenever practicable, but other established lines may be followed at the discretion of the Legislature. In such redistricting, primary emphasis shall be placed on population and not less than twenty per cent nor more than thirty per cent weight shall be given to area."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to provide that in redistricting of the state for legislative purposes established lines other than county lines may be followed and that primary emphasis shall be given to population with prescribed weight being given to area.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming

Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Stalder
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 8:

Klaver
Knight
Moulton
Russillo
Skarda
Staubitz
Stromer
Syas

Not voting, 4:

Adams
Adamson
Claussen
Munnelly

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 547.

A BILL FOR AN ACT to amend section 75-226, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to provide for proportional licensing of motor vehicles under the jurisdiction of the commission; to provide for fees; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 3:

Klaver
Nelson
Skarda

Not voting, 5:

Adamson
Claussen
Erlewine
Hasebroock
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 625.

A BILL FOR AN ACT to amend section 83-210.01, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to increase the amount of the revolving fund to assist in the vocational rehabilitation of blind persons; to expand the purposes for which such fund may be used; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adamson
Claussen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 493. With emergency.

A BILL FOR AN ACT to amend section 38-630, Reissue Revised Statutes of Nebraska, 1943, relating to guardians and wards; to authorize the guardian upon application to and under the direction of the district court or judge thereof to mortgage the real property or any interest therein of his ward for payment of a debt; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adamson
Claussen
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 460.

A BILL FOR AN ACT to amend section 68-115, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to change provisions respecting times not to be included in determining legal settlement; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adamson
Claussen
Munnelly

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 693. With emergency.

A BILL FOR AN ACT relating to the Nebraska Hall of Fame; to create a Nebraska Hall of Fame Commission; to provide for its members, their appointment, terms of office and compensation; to provide for officers as prescribed; to provide powers and duties of the commission; to provide for rules and regulations; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 31:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McHugh
Moulton
Orme
Peck
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stryker
Syas
Thompson
Vosoba
Waldo

Voting in the negative, 9:

Forrester
Lautenschlager
McCosh
Nelson
Romans
Russillo
Stromer
Webb
Wylie

Not voting, 3:

Adamson
Claussen
Munnelly

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 642. Laid over at the request of Mr. Gerdes.

LEGISLATIVE BILL 707. The pending Burbach specific amendment found in the Legislative Journal for the One Hundred-twelfth Day was adopted with 32 ayes, 0 nays, and 11 not voting.

Advanced to E and R for re-engrossment.

GENERAL FILE

LEGISLATIVE BILL 373. Considered.

Mr. Fleming offered the following amendments:

1. Amend section 2 of the bill, line 4 by striking "six hundred", and line 6 by striking "two thousand" and inserting "eighteen hundred".

2. Amend section 3 of the bill, lines 3 and 4 by striking "four thousand two" and inserting "thirty-six", lines 5 and 6 by striking "four hundred", and line 7 by striking "sixty".

3. Amend section 4 of the bill, lines 4 and 5 by striking "five thousand" and inserting "forty-two hundred", line 6 by striking "eight" and inserting "four", and line 8 by striking "two hundred fifty".

4. Amend section 5 of the bill, line 5 by striking "six hundred", lines 6 and 7 by striking "three thousand six" and inserting "twenty-eight", and line 8 by striking "eight" and inserting "four".

5. Amend section 6 of the bill, line 4 by striking "six thousand" and inserting "fifty-four hundred", line 6 by striking "four thousand two" and inserting "thirty-six", and line 8 by striking "four hundred".

Amendments pending.

Laid over until this afternoon, June 19, at the request of Mr. Ruhnke.

LEGISLATIVE BILL 475. Bracketed at the request of Mr. Burbach.

LEGISLATIVE BILL 411. Considered.

Mr. Staubitz moved that LB 411 be indefinitely postponed.

Visitors

Mr. Peck introduced Mr. Reinold Dasenbrock of Leigh, and Mrs. Peter H. Claussen and daughters.

Mr. Rasmussen requested a record vote on the Staubitz motion.

Voting in the affirmative, 18:

Bowen
Bridenbaugh
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Kjar
Lautenschlager
Marvel
McCosh
Nelson
Romans
Staubitz
Stryker
Wylie

Voting in the negative, 21:

Adams
Brandt
Burbach
Forrester
Jensen
Klaver
Knight
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Stromer
Vosoba
Waldo
Webb

Not voting, 4:

Adamson
Claussen
Syas
Thompson

The Staubitz motion lost.

Advanced to E and R for review with 20 ayes, 15 nays, and 8 not voting.

LEGISLATIVE BILL 723. Read and considered.

Mr. Stryker Presiding

Mr. Vosoba offered the following amendment which was adopted with 22 ayes, 15 nays, and 6 not voting:

1. Amend the bill by adding a new section to be known as section 4 and to read as follows:

"Sec. 4. The Attorney General shall have exclusive authority to conduct investigations of and institute prosecutions for any violation of this act.".

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

Visitors

Mr. Knight introduced Mr. W. A. Rosene of Lincoln.

Mr. Romans introduced Dr. and Mrs. Dale Karre and family of Ord, and Mrs. Alice Schudel of Scotia.

LEGISLATIVE BILL 12. Read and considered.

Standing Committee amendments found in the Legislative Journal for the One Hundred-tenth Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays, and 10 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel requested unanimous consent for the Budget Committee to meet in executive session at 1:00 p.m., this afternoon, June 19. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 721. Laid over until Wednesday, June 21, at the request of Mr. Skarda.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 276. Placed on General File as amended.

Standing Committee amendments to LB 276:

1. Amend the bill by striking section 1.

2. Amend the bill by renumbering sections 2 to 9 as sections 1 to 8 respectively.

3. Amend renumbered section 2 by striking lines 1 to 13 and inserting the following:

"Sec. 2. *Each person appointed by the county clerk as judge or clerk of election shall be notified of the appointment by letter. Each appointee shall, unless excused by reason of ill health or other good and sufficient reason, serve as such officer for the term of his appointment.*".

4. Amend the bill by adding a new section immediately after renumbered section 8 to be known as section 9 and to read as follows:

"Sec. 9. That section 32-453, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-453. The elector shall proceed alone into a compartment, if there be one then unoccupied, and prepare his ballot by marking it in the following manner: He shall make a cross or other clear intelligible mark in the square to the left of every candidate for whom he desires to vote, and in case of a question to be submitted to the vote of the people, by making such a cross or mark in the square to the left of the answer he wishes to give. If the elector desires to vote for any person whose name is not printed on the ballot, except where not permitted by law, he shall write the name of the person in full in the blank space on the ballot under the proper office ~~and make such a cross or mark in the square opposite the written name.~~".

5. Amend the bill by striking section 10.

6. Amend the bill by renumbering sections 11 and 12 as sections 10 and 11 respectively.

7. Amend renumbered section 10 of the bill, line 4 by striking "canvass" and inserting "~~canvass~~ *count the votes*", line 9 by striking "shall" and inserting "~~shall~~ *may*", and lines 7, 11 and 28 by striking "canvass" and inserting "~~canvass~~ *count*".

8. Amend the bill by striking sections 13 to 15.

9. Renumber sections 16 and 17 as sections 12 and 13 respectively.

10. Amend renumbered section 12, line 18 by striking "five" and inserting "~~five~~ *eight*".

11. Amend renumbered section 13, lines 1 and 2 by striking "32-102," and "32-460,".

(Signed) Joe T. Vosoba, Chairman

Recess

At 11:59 a.m., on a motion by Mr. Russillo, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:04 p.m., Speaker Thompson presiding.

At Ease

The Legislature was at ease from 2:05 p.m. until 2:49 p.m.

The roll was called and all members were present except Messrs. Adamson, Claussen, Diers, Gerhart, Kjar, McCosh, McHugh, Munnelly, Romans, Skarda and Stalder who were excused.

MESSAGE FROM THE GOVERNOR

June 19, 1961

Mr. President, Mr. Speaker and
Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison is requesting the introduction of a bill to include the State Racing Commission in the agencies required to submit budgets and statements of expenditures of all funds under its control, as all of the administrative agencies are now required to do. Your Honorable Body recently defeated this type of legislation which the Governor has favored and which has been favored by many state senators who are interested in sound budgeting policies.

The Governor feels some responsibility in introducing this new bill because two of the senators who were favorable to this legislation were in his office at his request when the final vote was taken.

Respectfully yours,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:s

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 734. By George A. Knight, 18th District; and John P. Munnelly, 8th District, upon recommendation of the Governor.

A BILL FOR AN ACT to amend section 81-127, Reissue Revised Statutes of Nebraska, 1943, and section 33-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 627, Seventy-second Session, Nebraska State Legislature, 1961, relating to state administrative departments; to include the State Racing Commission in the agencies required to submit budgets and statements of expenditures from all funds under its control as prescribed; to provide an exception; and to repeal the original section.

RESOLUTIONS

LEGISLATIVE RESOLUTION 42. Re: Legislative Council Study of Alcoholism.

Introduced by George A. Knight, 18th District; Dale Erlewine, 37th District; and Joe T. Vosoba, 23rd District.

WHEREAS, alcoholism is a chronic and progressive illness which may have numerous causes, and is recognized by medical authorities as a major health problem; and

WHEREAS, it is difficult to put enough emphasis on the extent of alcoholism; and

WHEREAS, the recitation of the large numbers of people afflicted with the problem of alcoholism far belittles the problem as a whole when one considers the many medical, legal, social and economic ramifications which follow as a direct or indirect result of the problem; and

WHEREAS, there appears to be numerous treatment methods for alcoholism; and

WHEREAS, many states have made legislative studies of the problem of alcoholism, and many states now have alcoholic commissions to combat the problem.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the problems of alcoholism in Nebraska and report to the next regular session of the Legislature their findings and recommendations.

Referred to the Legislative Council Executive Board.

LEGISLATIVE RESOLUTION 43. Re: Interstate Commerce Commission Action to Urge and Require Reflectorizing of Railroad Rolling Stock.

Introduced by Arnold Ruhnke, 22nd District; Kenneth L. Bowen, 32nd District; and Willard H. Waldo, 21st District.

WHEREAS, it is virtually impossible, in darkness, to detect a train on a railroad crossing unless there happens to be another motor vehicle approaching from the opposite direction to produce a flickering effect caused by the spaces between railroad cars, and

WHEREAS, the addition of some sort of reflectorization on each piece of railroad rolling stock would contribute toward minimizing the number of nighttime crossing accidents, and

WHEREAS, some Railroad Companies are now already placing reflectorized material upon rolling stock.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Interstate Commerce Commission be urged and requested to take all necessary action to encourage, urge and require railroads to use some sort of reflectorizing on each piece of railroad rolling stock.

2. That a certified copy of this resolution be promptly transmitted to the chairman of the Interstate Commerce Commission.

Mr. Ruhnke requested unanimous consent to add the following as co-introducers of LR 43: Joe T. Vosoba, 23rd District; Don Thompson, 33rd District; Harold B. Stryker, 17th District; Hans O. Jensen, 25th District; J. W. Burbach, 14th District; and Dale Erlewine, 37th District. No objections. So ordered.

LEGISLATIVE RESOLUTION 44. Re: Legislative Council Study of Abandoned and Unclaimed Personal Property.

Introduced by Joe T. Vosoba, 23rd District; George Syas, 4th District; and Ross H. Rasmussen, 11th District.

WHEREAS, the common law, for centuries, has recognized that unclaimed or abandoned property should revert to the sovereign, and

WHEREAS, Nebraska by statutes, as well as common law, has recognized and adopted this principle by providing, as long ago as 1875, for the escheat of real estate, by providing for reversion of unclaimed legacies, and by providing for reversion of unclaimed witness fees, and

WHEREAS, Nebraska has also recognized that absence raises presumptions, by providing that a person absent and unheard from for seven years or more can be presumed dead and his estate administered, and

WHEREAS, a uniform act for disposition of unclaimed or abandoned property has been recommended by the Uniform Laws Commission for enactment by the several states, and

WHEREAS, many states have enacted laws providing that unclaimed or abandoned personal property in the hands of persons and institutions does not belong to such persons and institutions, and

WHEREAS, such laws are of value and service to the true owners of such personal property by providing notices to them so that their attention is called to recovering their property, and procedures are provided for the recovery of such property, and

WHEREAS, such laws are also of value and service to the holders of such personal property by assisting them in getting such property returned to the true owners, and if the owner does not claim such property, by releasing the holder from legal liability when the holder turns such property over to custody of the sovereign, and

WHEREAS, states which have adopted such laws have found the same to be an important source of new tax-free revenue, in that much of such property is never claimed by the owner, by reason of death, or otherwise, and

WHEREAS, Colorado, a nearby state similar in population, has estimated the value of abandoned property held by two classes of companies alone to be between eight hundred thirty thousand dollars and one million four hundred thousand dollars; New York has realized over thirty-three million dollars; Michigan has realized nearly six and one half million dollars; Pennsylvania has realized nearly five million dollars; Massachusetts has realized almost two and one half million dollars in the first year of operation of its law; Michigan received over one and three-fourths million dollars in the year 1960; and Washington has received over two million dollars, and

WHEREAS, Nebraska is in need of new sources of revenue and Nebraska taxpayers may obtain some relief from their heavy burdens by a new source of tax-free revenue, such as abandoned or unclaimed personal property now being held by persons and companies who are not the true owners thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the abandoned and unclaimed personal property in Nebraska and recommend to the next regular session of the Legislature (1) the desirability of recovering the abandoned and unclaimed personal property, (2) what revenue could be expected if such a law as the uniform law recommended by the Uniform Laws Commission on

abandoned property was enacted, and (3) the legislation necessary to carry out the intent and purposes of its findings.

Mr. Vossoba requested unanimous consent to add George A. Knight as a co-introducer of LR 44. No objections. So ordered.

Referred to the Legislative Council Executive Board.

MOTION—Executive Session

Mr. President: I move that the Revenue Committee be required to meet in executive session at this time. (Signed) Hans O. Jensen

The motion prevailed.

Ease

The Legislature was at ease from 3:46 until 4:02 p.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 616. Placed on General File as amended.

Standing Committee amendment to LB 616:

1. Amend section 2 of the bill, line 4, by striking "*March* 1" and inserting in lieu thereof "*February* 1"; line 9, by striking "*March*" and inserting in lieu thereof "February".

LEGISLATIVE BILL 720. Placed on General File as amended.

(Signed) J. W. Burbach, Chairman

UNANIMOUS CONSENT—Statements and Amendments

Mr. Burbach requested unanimous consent for permission for the Revenue Committee to submit the report on LB 616 without the statement being attached, and LB 720 without the amendments and statement being attached, said statements and amendments to be submitted Tuesday, June 20. No objections. So ordered.

Member's Anniversary

Speaker Thompson announced that today is Mr. and Mrs. Peck's 35th Wedding Anniversary.

Adjournment

At 4:06 p.m., on a motion by Mr. Stryker, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-FOURTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, June 20, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the One Hundred-thirteenth Day was approved.

Presented to the Governor

Presented to the Governor for approval on June 19, 1961, at 4:15 p.m.: LB 712 LB 689 LB 656 LB 640 LB 504 LB 469 LB 264 LB 46 LB 3

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 726. Placed on Select File.

LEGISLATIVE BILL 732. Placed on Select File as amended.

E and R amendments to LB 732:

1. In section 1, line 12, strike "*and*" and insert "*or*".

2. In the title, line 5, strike "four mental hospitals" and insert "state hospitals and the Nebraska Pyschiatric Institute".

LEGISLATIVE BILL 433. Replaced on Select File as amended.

E and R amendment to LB 433:

1. In the title, line 22, strike the second "of".

LEGISLATIVE BILL 713. Correctly engrossed.

LEGISLATIVE BILL 623. Correctly engrossed.

LEGISLATIVE BILL 460. Correctly enrolled.

LEGISLATIVE BILL 493. Correctly enrolled.

LEGISLATIVE BILL 625. Correctly enrolled.

LEGISLATIVE BILL 547. Correctly enrolled.

LEGISLATIVE BILL 217. Correctly enrolled.

LEGISLATIVE BILL 702. Correctly enrolled.

LEGISLATIVE BILL 693. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 460 LB 493 LB 625 LB 547 LB 217 LB 702 LB 693 LR 40

RESOLUTIONS

LEGISLATIVE RESOLUTION 43.

LR 43 was adopted with 29 ayes, 4 nays, and 10 not voting.

LEGISLATIVE RESOLUTION 45. Re: Legislative Council Study of the Soil and Water Conservation Programs in Nebraska.

Introduced by Hans O. Jensen, 25th District; Ross H. Rasmussen, 11th District; and Arnold Ruhnke, 22nd District.

WHEREAS, the soil and water conservation program is basic and of vital importance to the economy of this state, and

WHEREAS, the need exists to accelerate the various soil and water resource programs, and

WHEREAS, flood damage causes millions of dollars of loss annually to crops, land, property, and road systems, and

WHEREAS, soil erosion is rapidly depleting this state's soil resources, and

WHEREAS, increased deep well irrigation is causing a depletion of our ground water resources in certain areas, and

WHEREAS, there needs to be a study of various state laws covering soil and water conservation, watershed protection and flood prevention, flood control, and

WHEREAS, the knowledge of the water supply in Nebraska is essential to attract industry, and

WHEREAS, many of the local and state organizations with responsibilities in this field have requested such a study,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA STATE LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

That the Legislative Council appoint a committee to make a comprehensive and detailed study of the soil and water conservation programs in Nebraska. The report to include:

1. A study of the various soil and water resource programs of the state in order to determine how such programs can be improved and the progress accelerated.

2. A study of the state statutes pertaining to the various soil and water conservation, watershed protection and flood prevention, and flood control programs in order to determine possible amendments;

3. A study on the effect of land treatment and watershed structures in recharging the ground water;

4. A study on the problems of local sponsors in obtaining necessary easements and rights-of-way in the watershed and flood control projects;

5. A study of a method to accelerate a plan and time schedule for the various soil and water conservation, watershed protection and flood prevention, and flood control programs; and

6. Any other pertinent matter connected with the development of the various soil and water conservation, watershed protection and flood control projects.

Mr. Jensen requested unanimous consent to add Harold B. Stryker, 17th District; Cecil Craft, 38th District; and Willard H. Waldo, 21st District, as co-introducers of LR 45. No objections. So ordered.

Referred to the Legislative Council Executive Board.

LEGISLATIVE RESOLUTION 46. Re: Legislative Council Study of the Feasibility of Prohibiting Public Power Districts and Metropolitan Utilities Districts from Selling Appliances.

Introduced by William R. Skarda, Jr., 7th District; and Sam Klaver, 6th District.

WHEREAS, public power districts and metropolitan utilities are now selling appliances, and

WHEREAS, there is considerable discussion as to whether there is fair competition with other dealers in the sale of such appliances, and

WHEREAS, legislation was introduced in the Seventy-second Session of the Nebraska State Legislature, 1961, to prohibit public power districts and metropolitan utilities districts from selling appliances.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the feasibility of prohibiting public power districts and metropolitan utilities districts from selling appliances and to report their findings and recommendations to the next regular session of the Legislature.

Referred to the Legislative Council Executive Board.

SUSPEND RULES—LB 734

Mr. President: I move that the rules be suspended and LB 734 be placed on General File. (Signed) George A. Knight

Mr. Ruhnke requested a Call of the House.

A Call of the House was ordered and showed 41 members present.

Mr. Peck moved that the Call be raised. The motion prevailed with 35 ayes, 0 nays, and 8 not voting.

The Knight motion prevailed with 32 ayes, 11 nays, and 0 not voting, and LB 734 was placed on General File.

BILLS ON FINAL READING

LEGISLATIVE BILL 594. Laid over at the request of Mr. Munnelly.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 719.

A BILL FOR AN ACT to amend sections 53-133 and 53-135.01, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to change the dates when protests may be filed against the issuance of an automatic renewal of license; to change the dates of publication giving notice of a renewal of license and filing proof of publication with the Nebraska Liquor Control Commission; to provide that persons filing objections to the renewal of a liquor license must furnish security for costs as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 727.

A BILL FOR AN ACT to amend section 1, Legislative Bill 559, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicles; to provide for release of an impounded motor vehicle to the owner thereof as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers

Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Romans

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 725. With emergency.

A BILL FOR AN ACT relating to guns; to provide for registering guns or other devices adapted or used for projecting darts or other missiles containing tranquilizers or other chemicals or other compounds which will produce unconsciousness or temporary disability in live animals; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McHugh
Munnelly
Nelson
Orme
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stryker
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 7:

Erlewine
McCosh
Moulton
Rasmussen
Stromer
Syas
Wylie

Not voting, 1:

Adams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 729.

A BILL FOR AN ACT relating to brands and marks; to provide for year branding on both the right and left shoulder of all cattle as prescribed; to provide for production recording branding as prescribed; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 731. With emergency.

A BILL FOR AN ACT to amend section 1, Legislative Bill 678, Seventy-second Session, Nebraska State Legislature, 1961, relating to cemetery districts; to eliminate the limitation on maximum area that may be included in a cemetery district; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 622.

A BILL FOR AN ACT relating to common carriers; to provide when the consignee of freight may direct the route of shipments; to provide for action when written shipping instructions are not given by the consignee; and to provide for damages.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Peck
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 4:

Munnelly
Orme
Skarda
Syas

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 528.

A BILL FOR AN ACT to amend sections 39-721, 60-301, 60-901, and 60-902, Reissue Revised Statutes of Nebraska, 1943, and section 60-320, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 524, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicles; to provide an exception; to define a term; to provide for the regulation of motor vehicle transporters, as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 24:

Adams
Adamson
Bowen
Brandt
Craft
Erlewine
Fleming
Forrester
Hasebroock
Lautenschlager
Marvel
McCosh
Moulton
Munnelly
Peck
Rasmussen
Romans
Russillo
Skarda
Stalder
Staubitz
Stromer
Webb
Wylie

Voting in the negative, 18:

Bridenbaugh
Burbach
Claussen
Diers
Gerhart
Jensen
Kjar
Klaver
Knight
McHugh
Nelson
Orme
Ruhnke
Stryker
Syas
Thompson
Vosoba
Waldo

Not voting, 1:

Gerdes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MESSAGE FROM THE GOVERNOR

June 20, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your honorable body that on June 13, 1961 Governor Morrison approved LB 610, LB 542, LB 492, LB 487, LB 476, LB 265, and LB 262. On June 18, 1961 he approved LB 388, LB 393, LB 435, LB 412, LB 420, LB 580, LB 711, LB 666, LB 714, LB 710, LB 471, LB 419, and LB 378.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

SELECT FILE

LEGISLATIVE BILL 642. E and R amendments found in the Legislative Journal for the One Hundred-twelfth Day were adopted.

Mr. Klaver requested unanimous consent to adopt the following amendment:

1. Amend the bill by striking the Bowen Amendment 1, adopted June 14, 1961 and inserting four new sections to be known as sections 5, 6, 7, and 8 and to read as follows:

"Sec. 5. That section 77-2602, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2602. Every person, engaged in distributing or selling cigarettes at wholesale in this state, shall pay to the Director of the Department of Agriculture and Inspection of this state a special privilege tax. This shall be in addition to all other taxes. It shall be paid prior to or at the time of the sale, gift, or delivery to the retail dealer in the several amounts as follows: On all cigarettes ~~four~~ *five* cents per package containing not more than twenty cigarettes, and on packages containing more than twenty cigarettes a tax of ~~four~~ *five* cents for the first twenty cigarettes and ~~four~~ *five* cents for each twenty cigarettes or fractional part thereof in excess of twenty cigarettes. The proceeds of such tax shall be placed in the General Fund to be appropriated by the Legislature.

Sec. 6. That section 77-2616, Revised Statutes Supplement, 1959, be amended to read as follows:

77-2616. There is hereby levied and imposed a tax upon the use of all cigarettes, as defined by section 77-2601, used in this state, except such cigarettes upon which the tax imposed by section 77-2602, has been paid. The amount of such use tax shall be as follows: On all cigarettes ~~four~~ *five* cents per package containing not more than twenty cigarettes, and on packages containing more than twenty cigarettes a tax of ~~four~~ *five* cents for the first twenty cigarettes, and ~~four~~ *five* cents for each twenty cigarettes or fractional part thereof in excess of twenty cigarettes.

Sec. 7. *The provisions of sections 1 to 6 of this act shall become operative January 1, 1962.*

Sec. 8. That original section 77-2602, Reissue Revised Statutes of Nebraska, 1943, and section 77-2616, Revised Statutes Supplement, 1959, are repealed.".

Mr. McCosh objected.

Mr. Klaver moved that LB 642 be returned to General File for the foregoing specific amendment.

Mr. Peck moved the previous question. The motion lost with 18 ayes, 18 nays, and 7 not voting.

Speaker Thompson Presiding

The Klaver motion lost with 16 ayes, 23 nays, and 4 not voting.

Mr. Bowen offered the following amendment which was adopted by unanimous consent:

1. Amend the Bowen amendment 1, section 5 adopted June 14, 1961, by striking lines 28 to 32 and inserting the following:

"to the credit of the state General Fund, and the balance shall be apportioned".

Visitors

Mr. Nelson introduced Mr. Ralph Armfield of Butte.

Mr. Adamson introduced Mrs. Joe Baldauf and granddaughter of Rushville.

Mr. Vosoba offered the following amendment which was adopted by unanimous consent:

1. Amend the Bowen Amendment 1, adopted June 14, 1961, by striking section 5 and inserting:

"Sec. 5. (1) A tax of two dollars is hereby imposed upon every male and female inhabitant of the State of Nebraska who is twenty-one years of age or older, but has not yet attained the age of sixty years, is sane, is not a public charge, as a poor person or recipient of blind assistance, and is not excepted under subsection (2) of this section. The county board of each county in this state shall annually include in the county tax levy such tax of two dollars upon every male and female inhabitant of such county.

(2) The tax, provided for by subsection (1) of this section, shall not be imposed or levied upon any person serving in the armed forces of the United States on January 1 of each year or upon any person who has been or is hereafter classified by the United States Veterans Administration as being totally disabled as the result of service in the armed forces of the United States or upon any person who is a member of any religious order or society which requires an oath of poverty of its members.

(3) Such tax levies shall be collected by the county treasurers of the several counties of the state and shall be transmitted to the State Treasurer for deposit in the state treasury to the credit of the General Fund which, when appropriated by the Legislature, shall be used solely for the administration of the provisions of sections 1 to 4 of this act.".

Mr. Romans requested unanimous consent to adopt the following amendment:

1. Amend Vosoba amendment, section 1, line 5, by striking "two" and inserting "three".

Mr. Russillo objected.

Mr. Romans moved that LB 642 be returned to General File for the foregoing specific amendment.

Mr. Klaver requested a record vote.

Voting in the affirmative, 23:

Adamson
Brandt
Bridenbaugh
Craft
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Knight
Lautenschlager
McCosh
McHugh
Moulton
Rasmussen
Romans
Ruhnke
Staubitz
Stryker
Thompson
Webb
Wylie

Voting in the negative, 19:

Adams
Bowen
Burbach
Claussen
Diers
Forrester
Kjar
Klaver

Munnelly
Nelson
Orme
Peck
Russillo
Skarda
Stalder
Stromer
Syas
Vosoba
Waldo

Not voting, 1:

Marvel

The Romans motion prevailed and LB 642 was returned to General File.

Visitors

Mrs. Orme introduced Joe Stallbaumer of Lincoln.

Mr. Rasmussen introduced F. A. Gossett of Fremont.

LEGISLATIVE BILL 288.

Mr. Marvel offered the following amendment which was adopted by unanimous consent:

1. Amend section 1 of the bill by striking lines 53 to 57.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 720.

Standing Committee amendments to LB 720:

1. Amend the bill by adding a new section immediately after section 9 to be known as section 10, and to read as follows:

"Sec. 10. Nothing in this act shall be construed as prohibiting the sale of any security when, in the judgment of the members of the State Investment Board, such sale would be in the best interest of the State of Nebraska."

2. Amend the bill by renumbering original sections 10 to 17 as sections 11 to 18 respectively.

(Signed) J. W. Burbach, Chairman

SUSPEND RULES—LB 433

Mr. President: I move that the rules be suspended and that we consider LB 433 on Select File today. (Signed) William B. Brandt

The motion prevailed with 34 ayes, 1 nay, and 8 not voting.

SELECT FILE

LEGISLATIVE BILL 433. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

Visitor

Mr. Lautenschlager introduced Del Phillips of Grand Island.

GENERAL FILE

LEGISLATIVE BILL 730. Considered.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend section 1 of the bill, lines 4 and 5 by striking "municipal corporation" and inserting "~~municipal corporation~~ *municipality*", line 11 by striking the period, lines 11 to 26 by reinstating the stricken matter, and line 26 by inserting after the reinstated word "municipality" the following:

"; and provided further, a municipality may by ordinance prohibit the sale of ungraded milk in the municipality".

Mr. Vosoba Presiding

Advanced to E and R for review with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE BILL 642. Considered.

Mr. Romans moved the adoption of his pending specific amendment found in this Day's Journal.

Mr. Klaver requested a record vote.

Voting in the affirmative, 18:

Adamson
Brandt
Bridenbaugh
Craft
Erlewine
Fleming
Gerhart
Hasebroock
Jensen
Lautenschlager
McCosh
McHugh
Rasmussen
Romans
Ruhnke
Stryker
Thompson
Wylie

Voting in the negative, 24:

Adams
Bowen
Burbach
Claussen
Diers
Forrester
Gerdes
Kjar

Klaver
Knight
Marvel
Moulton
Nelson
Orme
Peck
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Vosoba
Waldo
Webb

Not voting, 1:

Munnelly

The Romans specific amendment lost.

President Burney Presiding

Mr. Knight offered the following amendment which was adopted with 26 ayes, 7 nays, and 10 not voting:

1. Amend the bill by striking the Knight General File amendment adopted June 14, 1961.

Mr. Diers moved that LB 642 be indefinitely postponed.

Mr. Lautenschlager moved the previous question. The motion prevailed with 21 ayes, 17 nays, and 5 not voting.

Mr. Bowen requested a record vote.

Voting in the affirmative, 23:

Adamson
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
McHugh
Nelson
Romans
Ruhnke
Staubitz
Stromer
Stryker
Waldo
Wylie

Voting in the negative, 20:

Adams
Bowen
Brandt
Claussen
Fleming
Jensen
Kjar
Klaver
Moulton
Munnelly
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Syas
Thompson
Vosoba
Webb

Not voting, 0.

The Diers motion prevailed and LB 642 was indefinitely postponed.

Visitors

Mr. Rasmussen introduced Mr. and Mrs. Martin S. Olson of Hooper.

Mr. Webb introduced Mrs. Theta Bullington and Leland Essary of Tryon.

MOTION—Recess and Order of Business

Mr. President: I move we recess until 1:30 p.m., and at that time we consider LB 289 as first order of business. (Signed) Harold B. Stryker

The motion prevailed, and at 11:50 a.m., the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:32 p.m., President Burney presiding.

The roll was called and all members were present.

MESSAGE FROM THE GOVERNOR

June 20, 1961

Mr. President, Mr. Speaker and
Members of the Legislature

Gentlemen and Mrs. Orme:

I am hereby requesting the introduction of a bill. This bill is made necessary and urgent due to a change in the butterfat content of ice cream from twelve to ten per cent. This change would cause problems in interstate transactions.

Failure to change the Nebraska law could easily harm Nebraska industry by putting them at a disadvantage with other competition. The federal law takes effect July 1, 1961.

Your sincere consideration is requested on this urgent matter.

Respectfully yours,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:o:s

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 735. By George A. Knight of Legislative District 18, upon recommendation of the Governor.

A BILL FOR AN ACT to amend sections 81-218.03, 81-218.04, and 81-218.08, Reissue Revised Statutes of Nebraska, 1943, relating to frozen desserts law; to reduce the percentage of milk fat required in ice cream and frozen custard; and to repeal the original sections.

SUSPEND RULES—LB 735

Mr. President: I move that the rules be suspended and LB 735 be placed on General File. (Signed) George A. Knight.

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 433. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Visitors

Mr. Peck introduced Mr. Richard Schroeder and his two grandchildren, Dan and Pat Schroeder.

GENERAL FILE

LEGISLATIVE BILL 289. Reading waived. Sections 1 through 13 considered.

Visitors

Mr. Erlewine introduced Darlene M. Lott of Fairmont and Elizabeth McCrory of Murdock.

Mr. Kjar introduced Dr. Bernard Kennedy of Omaha.

Mr. Fleming introduced Connie Hruska, Nebraska State Wheat Queen, of Sidney; Mrs. Allen, President of Nebraska Wheat Hearts, of Indianola; and Mr. and Mrs. John Liennolemm, President of Nebraska Wheat Growers, of Scottsbluff.

Mr. Staubitz introduced Casandra Wild of Kearney.

Mr. Syas introduced Kathy Sorensen and Mary Kay Gwynne Vaughan of Omaha.

Mr. Rasmussen introduced Janet Flynn of Fremont.

Mr. Nelson introduced Lana Cleveland of Ewing.

Mr. Moulton Presiding

Mr. Syas introduced Patti Murphy of Omaha.

Mr. McHugh introduced Paula Embree of Eagle.

Mr. Diers introduced Jancie Funk of Gresham.

Mr. Gerdes introduced Barbara Lawrence of Alliance.

Mr. Nelson introduced Sandra Van Norman of Bassett.

Mr. Thompson introduced Sharla Turman of McCook.

Mr. Rasmussen introduced Marilyn Hoegemeyer of Hooper.

Mr. Bridenbaugh introduced thirty-one ladies who are members of the Dakota County Home Extension Club.

Adjournment

At 4:22 p.m., on a motion by Mr. Burbach, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

ONE HUNDRED-FIFTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, June 21, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Romans who was excused.

The Journal for the One Hundred-fourteenth Day was approved.

Communications

Resolution from Mr. Jack Swager, President, Nebraska Council for the Blind, stating the Council's opposition to the proposed reductions in the appropriations for the Nebraska School for the Blind and the Nebraska Department of Services for the Blind.

Letter from Mr. Lester H. Anderson, Chairman, Legislative Committee, Department of Nebraska, Veterans of Foreign Wars, enclosing resolution stating their support of the measure outlawing the Communist Party in the State of Nebraska.

Presented to the Governor

Presented to the Governor for approval on June 20, 1961, at 4:45 p.m.: LB 702 LB 693 LB 625 LB 547 LB 493 LB 460 LB 217

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 113. Placed on Select File as amended.

E and R amendments to LB 113:

1. In Standing Committee Amendment 1, insert a new section to be known as section 3 and to read as follows:

"Sec. 3. That section 43-519, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-519. For the purpose of any investigation or hearing, the ~~State~~ Director of Public Welfare and the county board of public welfare and their authorized agents shall have the power to compel, by subpoena, the attendance and testimony of witnesses and the production of books and papers. All witnesses shall be examined on oath, and the ~~State~~ Director of Public Welfare, *and* any member of the ~~State Board of Public Welfare or of the~~ county board of public welfare, or their duly authorized agents, may administer said oath.".

2. Strike the Orme General File Amendment to Standing Committee Amendment 1, section 3, and renumber such section as section 4.

3. For correlation purposes, in Standing Committee Amendment 1, renumbered section 4, after the second comma in line 2, insert "as amended by section 2, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 5, strike "Secretary of Labor" and insert "Department of Health, Education and Welfare"; and in lines 6 and 7, strike "Secretary of Labor" and insert "such department".

4. In Standing Committee Amendment 1, after renumbered section 4, insert two new sections to be known as sections 5 and 6 and to read as follows:

"Sec. 5. That section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 304, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

49-617. The 1943 Statute Commission shall cause five thousand copies of the statutes to be printed. The printer shall deliver all completed copies to the State Librarian. These copies shall be held and disposed of by such librarian as follows: One hundred copies to the Nebraska State Library to exchange for statutes of other states; fifteen copies to the Nebraska State Library to keep for daily use; ten copies to the Nebraska Legislative Council or bill drafting and related services to the Legislature and executive state officers; ten copies to the Attorney General; six copies to the State Railway Commission; two copies each to the Governor of the state, the Chief Justice and each judge of the Supreme Court, the Clerk of the Supreme Court, the Reporter of the Supreme Court, the Auditor of Public Accounts, the *Nebraska* State Historical Society and the Board of Control; one copy each to the Secretary of State of the United States, the library of the Supreme Court of the United States, each member of the Legislature, the Adjutant General, the Commissioner of Education, the Secretary of State, the State Treasurer, the Board of Commissioners for Educational Lands and Funds, the Director of the Department of Agriculture and Inspection, the Director of the Department of Aeronautics, the Commissioner of Labor, the Director of Health, the State Engineer, the Director of Banking, the Director of Insurance, the Director of the Department of Motor Vehicles, the Director of the Department of Veterans' Affairs, the Director of the Department of Water Resources, *the Director of the Department of Public Welfare,* each judge of the compensation court, each judge of the Court of Industrial Relations, the Nebraska Liquor Control Commission, the Secretary of the Game, Forestation and Parks Commission, the State Board of Public Welfare, the Board of Pardons, each state institution under the Board of Control, each state institution under the State Department of Education, the State Sheriff, the Tax Commissioner, the Nebraska Safety Patrol, Board of Education of State Normal Schools, each of the State Normal Schools and Teachers Colleges, each district judge of the State of Nebraska, each judge of a separate juvenile court, the Clerk of the Nebraska Legislature, the Lieutenant Governor, each United States Senator from Nebraska, each United States Representative from Nebraska, each clerk of the district court, each county judge and each county attorney of the State of Nebraska, and each judge of the municipal court; *Provided,* copies of the statutes distributed without charge, as above listed, shall be the property of the state or governmental subdivision of the state and not the personal property of the particular person receiving a copy. Distribution of statutes to the library of the College of Law of the University of Nebraska shall be as provided in sections 85-176 and 85-177.

Sec. 6. That section 68-227, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-227. The ~~State Board~~ *Department* of Public Welfare shall provide for granting an opportunity for a fair hearing before the state agency to any individual whose claim for old age assistance is denied or is not acted upon with reasonable promptness. An appeal shall be taken by filing with the county board of public welfare a written notice of appeal, together with his or her petition setting forth the facts and grounds of the appeal. The county board of public welfare shall forthwith notify the ~~State~~ Director of Public Welfare thereof, and shall deliver to him a transcript of all papers and records filed in the case, except those with which the director already shall have been furnished. The director shall thereupon by order fix the time and place for hearing upon the appeal, which shall be not less than two nor more than six weeks from the date of the order, and the place of hearing shall be in the county in which the assistance applicant or recipient resides. Hearing upon such appeal shall be before the director or his duly authorized agent. ~~Report of the hearing and his findings thereon shall be made by the director to the State Board of Public Welfare, whose order in regard to the matter heard shall be final and absolute.~~ The order of the ~~State Board~~ *Director* of Public Welfare shall be *final and absolute and shall be* transmitted to the parties to the appeal and to the county board of public welfare by the director, and such proceedings shall be taken by the county board of public welfare as will carry into effect the order of the ~~State Board~~ *Director* of Public Welfare.".

5. In Standing Committee Amendment 1, renumber sections 4 to 7 as sections 7 to 10 respectively.

6. In Standing Committee Amendment 1, renumbered section 7, lines 33 and 34, strike "subsections (a) to (d), inclusive," and insert "~~subsections~~ *subdivisions* (a) to (d) *of this subsection,* ~~inclusive,~~"; in line 38, strike "subsection (1) (d) above" and insert "~~subsection (1)~~ *subdivision* (d) *of subsection (1) of this section* ~~above~~"; in line 51, strike "subsection (1) (a) hereof" and insert "~~subsection (1)~~ *subdivision* (a) *of subsection (1) of this section* ~~hereof~~"; and in line 75, strike "subsection (1) (e) above" and insert "~~subsection (1)~~ *subdivision* (e) *of subsection (1) of this section* ~~above~~".

7. In Standing Committee Amendment 1, renumbered section 8, line 37, insert *"the"* after *"of"*; and in line 38, strike *"days"* and insert *"each day"*.

8. For correlation purposes, after the second comma in line 2 of Standing Committee Amendment 1, renumbered section 8, insert "as amended by section 3, Legislative Bill 717, Seventy-second Session, Nebraska State Legislature, 1961,"; and in line 8, insert "~~as the districts were constituted on January 1, 1961~~" after "~~districts~~".

9. In Standing Committee Amendment 1, renumbered section 10, line 2, insert *"to"* before the colon; and in line 9, insert *"the"* after *"and"*.

10. In Standing Committee Amendment 1, after renumbered section 10, insert three new sections to be known as sections 11 to 13 and to read as follows:

"Sec. 11. That section 68-403, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-403. An applicant for blind assistance shall file, with the county board of public welfare of the county where he resides, his verified application in writing, in triplicate, upon standard forms, prepared, prescribed and furnished by the ~~State~~ Director of Public Welfare, ~~approved by the State Board of Public Welfare~~ through the local board, fully setting forth therein all facts and data required thereby, including, among other things, full information as to all real and personal property and income of the applicant. If the applicant is incapable of executing such application, it may be executed by the guardian or next friend of the applicant.

Sec. 12. That section 68-412, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-412. For the purpose of any investigation or hearing, the ~~State~~ Director of Public Welfare, or the county board of public welfare and its authorized agents, shall have the power to compel, by subpoena, the attendance and testimony of witnesses and the production of books and papers. All witnesses shall be examined on oath, and the director~~,~~ *and* any member of the ~~State Board of Public Welfare or of the~~ county board of public welfare, or their duly authorized employees, may administer the oath.

Sec. 13. That section 68-418, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-418. The ~~State Board~~ *Department* of Public Welfare shall provide for granting an opportunity for a fair hearing before the state agency to any individual whose claim for aid to the blind is denied or is not acted upon with reasonable promptness. An appeal shall be taken by filing with the county board of public welfare a written notice of appeal, together with his petition setting forth the facts and grounds of the appeal. The county board of public welfare shall forthwith notify the ~~State~~ Director of Public Welfare thereof, and shall deliver to him a transcript of all papers and records filed in the case, except those with which the director already shall have been furnished. The director shall thereupon by order fix the time and place for hearing upon the appeal, which shall be not less than two nor more than six weeks from the date of the order. The place of hearing shall be in the county in which the assistance applicant or recipient resides. Hearing upon such appeal shall be before the director or his duly authorized agent. ~~Report of the hearing and his findings thereon shall be made by the director to the State Board of Public Welfare, whose order in regard to the matter heard shall be final and absolute.~~ The order of the ~~State Board~~ *Director* of Public Welfare shall be *final and absolute and shall be* transmitted to the parties to the appeal and to the county board of public welfare by the director, and such proceedings shall be taken by the county board of public welfare as will carry into effect the order of the ~~State Board~~ *Director* of Public Welfare.".

11. In Standing Committee Amendment 1, renumber original sections 8 to 15 as sections 14 to 21, respectively.

12. In Standing Committee Amendment 1, renumbered section 20, line 3, insert "*State*" after "words"; and insert a comma at the end of line 12, as in the statutes.

13. In Standing Committee Amendment 1, renumbered section 21, line 3, insert "*State*" before "*Board*"; in line 13, strike "and" and insert ", ~~and~~"; and in line 13, insert ", *43-701, 43-702, 43-703, 43-704, 43-705, 43-706, 43-707, and 43-708*" before the semicolon; in line 18, strike "~~; and.~~" and insert "; and"; and in line 19, reinstate "(3)" and the period and before the reinstated period insert "*Section 4, Legislative Bill 481, Seventy-second Session, Nebraska State Legislature, 1961*".

14. Renumber as section 22 Standing Committee Amendment 1, section 17, renumbered as section 21 by the Orme General File Amendment 3, and strike lines 8 to 11 and all amendments to such renumbered section 22 and insert

"*(1) Section 13-113;*

(2) Sections 43-105, 43-107, 43-208, 43-210, 43-222, 43-223, 43-224, 43-225, 43-226, and 43-227; and

(3) Sections 71-1403, 71-1406, 83-240, 83-241, 83-242, and 83-245.".

15. In Standing Committee Amendment 1, after renumbered section 22, insert a new section to be known as section 23 and to read as follows:

"Sec. 23. *Whenever the word board appears in sections 43-107, 43-222, 43-225, and 43-226, it shall, after the operative date of this act, be taken to mean and apply to department.*".

16. Renumber as section 24 Standing Committee Amendment 1, section 16, renumbered as section 20 by the Orme General File Amendment 3; in such renumbered section 24 strike the comma at the end of line 3 and insert "*of*"; and in line 5 insert "*and sections 23 and 24 of this act*" before the period.

17. Renumber sections 16 to 19, added by the Orme General File Amendment 2, as sections 25 to 28 respectively.

18. In Standing Committee Amendment 1, renumbered section 25, strike line 3 and insert:

"71-1901. As used in sections 71-1901 to 71-1905:

(1) ~~The term "person"~~ *Person* shall in-"; and insert "*and*" at the end of line 12.

19. In Standing Committee Amendment 1, renumbered section 26, strike the comma at the end of line 9 and show the same as stricken.

20. In Standing Committee Amendment 1, renumbered section 27, line 7, strike the second "is" and insert "~~is~~ *are*".

21. Renumber as sections 29 to 32 Standing Committee Amendment 1, sections 18 to 21, renumbered as sections 22 to 25 by the Orme General File Amendment 3.

22. Renumber as sections 33 to 38 Standing Committee Amendment 1, sections 23 to 38, renumbered as sections 26 to 31 by the Orme General File Amendment 6.

23. In Standing Committee Amendment 1, renumbered section 35, line 2, strike "*nor*" and insert "*or serving*"; and in line 4, insert "*of any other department or agency*" after "*employee*".

24. In Standing Committee Amendment 1, renumbered section 36, insert "*and*" at the end of line 1.

25. Strike Standing Committee Amendment 1, renumbered section 38 and all amendments thereto, and insert:

"Sec. 38. That original sections 43-209, 43-214, 43-519, 68-227, 68-310, 68-403, 68-412, 68-418, 68-701, 68-703, 68-705, 68-706, 68-709, 68-710, 68-712, 71-1901, 71-1902, 71-1903, 71-1904, and 81-102, Reissue Revised Statutes of Nebraska, 1943, sections 68-703.01, 81-101, 81-103, and 83-243, Revised Statutes Supplement, 1959, section 43-523, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961, section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 304, Seventy-second Session, Nebraska State Legislature, 1961, and section 68-326, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 717, Seventy-second Session, Nebraska State Legislature, 1961, and also sections 68-327, 68-702, and 83-244, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

26. In the title, strike lines 2 to 24 and insert:

"FOR AN ACT to establish the Department of Public Welfare as an executive department; to provide for the appointment of a Director of Public Welfare, his term of office, qualifications, removal, and salary; to provide for an advisory committee, its appointment, duties, term of office, compensation, and duties; to provide the functions, powers, and duties of the Department of Public Welfare and the director; to provide for the transfer, allocation, and assignment of existing functions, powers, and duties to the Department of Public Welfare and the director; to provide duties for the Revisor of Statutes; to provide for the transfer of furniture, equipment, books, files, and records; to provide for a bond; to provide for a seal and the effect thereof; to provide an operative date; to amend sections 43-209, 43-214, 43-519, 68-227, 68-310, 68-403, 68-412, 68-418, 68-701, 68-703, 68-705, 68-706, 68-709, 68-710, 68-712, 71-1901, 71-1902, 71-1903, 71-1904, and 81-102, Reissue Revised Statutes of Nebraska, 1943, sections 68-703.01, 81-101, 81-103, and 83-243, Revised Statutes Supplement, 1959, section 43-523, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961, section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 304, Seventy-second Session, Nebraska State Legislature, 1961, and section 68-326, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 717, Seventy-second Session, Nebraska State Legislature, 1961; and to repeal the original sections and also sections 68-327, 68-702, and 83-244, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 279. Placed on Select File as amended.

E and R amendments to LB 279:

1. In Standing Committee Amendment 1, section 6, line 2, insert *"to"* before the colon; and in line 9, insert *"the"* after *"and"*.

2. In Standing Committee Amendment 1, insert a new section to be known as section 8 and to read as follows:

"Sec. 8. That section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

49-617. The 1943 Statute Commission shall cause five thousand copies of the statutes to be printed. The printer shall deliver all completed copies to the State Librarian. These copies shall be held and disposed of by such librarian as follows: One hundred copies to the Nebraska State Library to exchange for statutes of other states; fifteen copies to the Nebraska State Library to keep for daily use; ten copies to the Nebraska Legislative Council or bill drafting and related services to the Legislature and executive state officers; ten copies to the Attorney General; six copies to the State Railway Commission; two copies each to the Governor of the state, the Chief Justice and each judge of the Supreme Court, the Clerk of the Supreme Court, the Reporter of the Supreme Court, the Auditor of Public Accounts, *and* the Nebraska State Historical Society and the Board of Control; one copy each to the Secretary of State of the United

States, the library of the Supreme Court of the United States, each member of the Legislature, the Adjutant General, the Commissioner of Education, the Secretary of State, the State Treasurer, the Board of Commissioners for Educational Lands and Funds, the Director of the Department of Agriculture and Inspection, the Director of the Department of Aeronautics, the Commissioner of Labor, the Director of Health, the State Engineer, the Director of Banking, the Director of Insurance, the Director of the Department of Motor Vehicles, the Director of the Department of Veterans' Affairs, the Director of the Department of Water Resources, the Director of the Department of Public Welfare, *the Director of the Department of Public Institutions,* each judge of the compensation court, each judge of the Court of Industrial Relations, the Nebraska Liquor Control Commission, the Secretary of the Game, Forestation and Parks Commission, the State Board of Public Welfare, the Board of Pardons, each state institution under the Board of Control *Department of Public Institutions,* each state institution under the State Department of Education, the State Sheriff, the Tax Commissioner, the Nebraska Safety Patrol, Board of Education of State Normal Schools, each of the State Normal Schools and Teachers Colleges, each district judge of the State of Nebraska, each judge of a separate juvenile court, the Clerk of the Nebraska Legislature, the Lieutenant Governor, each United States Senator from Nebraska, each United States Representative from Nebraska, each clerk of the district court, each county judge and each county attorney of the State of Nebraska, and each judge of the municipal court; *Provided,* copies of the statutes distributed without charge, as above listed, shall be the property of the state or governmental subdivision of the state and not the personal property of the particular person receiving a copy. Distribution of statutes to the library of the College of Law of the University of Nebraska shall be as provided in sections 85-176 and 85-177.".

3. In Standing Committee Amendment 1, renumber sections 8 to 13 as sections 9 to 14 respectively.

4. In Standing Committee Amendment 1, after the second comma in line 2 of renumbered section 9, insert "as amended by section 29, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 11, strike "and"; and in line 12, strike "*; and (9)*" and insert "; and (9) Department of Public Welfare*; and (10)*".

5. In Standing Committee Amendment 1, after the second comma in line 2 of renumbered section 10, insert "as amended by section 30, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 18, strike "and"; and in lines 19 and 20, strike "*; and (9)*" and insert "; and (9) the Director of Public Welfare for the Department of Public Welfare*; and (10)*".

6. In Standing Committee Amendment 1, after the second comma in line 2 of renumbered section 11, insert "as amended by section 31, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 14, strike "~~and~~"; and in line 16, strike "*; and (7)*" and insert "; ~~and~~ (7) the Director of Public Welfare, eleven thousand dollars*; and (8)*".

7. In Standing Committee Amendment 1, renumbered section 12, line 3, strike "From and after August 10, 1945, the", showing the same as stricken, and insert "*The*".

8. In Standing Committee Amendment 1, after the second comma in line 2 of renumbered section 13, insert "as amended by section 1, Legislative Bill 50, Seventy-second Session, Nebraska State Legislature, 1961,"; show each sentence as a separate paragraph; strike the stricken quotation marks in lines 3, 4, 5, 6, 8, 9, 11, 12, and 14; and in line 5, insert "or Girls' Training School" after "School".

9. In Standing Committee Amendment 1, insert a new section to be known as section 15 and to read as follows:

"Sec. 15. That section 83-109, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-109. The ~~Board of Control~~ *Department of Public Institutions* shall have general control over the admission of patients and inmates to all institutions over which it has jurisdiction. Each individual shall be assigned to the institution best adapted to care for him. A record of every patient or inmate of every institution shall be kept complete from the date of his entrance to the date of his discharge or death, such records to be accessible only to the ~~board and its employees~~ *department,* a Legislative Committee, the Governor, or upon order of a judge or court. Transfers of patients or inmates from one institution to another shall be within the exclusive jurisdiction of the ~~board~~ *department* and shall be recorded in the office of the ~~board~~ *department,* with the reasons for such transfers. When the ~~board~~ *department* is unable to assign a patient to a hospital for the insane or commit him to any other institution at the time of application, a record thereof shall be kept, and the patient accepted at the earliest practicable date. A report shall be furnished the next Legislature of the number of patients so refused from each county. The superintendents of the hospitals for the insane and institution for the feeble-minded shall notify the ~~board~~ *department* immediately whenever there is any question regarding the propriety of the commitment or detention of any person admitted to a state institution. The ~~board~~ *department* shall then investigate the matter and take such action as ~~the members deem~~ *shall be* proper. The ~~board~~ *department* shall have full authority on its own suggestion, or upon the application of any interested person, to investigate the sanity of any inmate of any state hospital or asylum. If upon such investigation the board *department* shall consider said inmate sane and fit to be released from the asylum, it shall cause said inmate to be discharged.".

10. In Standing Committee Amendment 1, renumber section 14 as section 16.

11. In the Romans General File Amendment, line 3, insert "and show all old matter as stricken" before the period.

12. In Standing Committee Amendment 1, insert a new section to be known as section 17, and to read as follows:

"Sec. 17. That section 83-114, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-114. The Board of Control *Director of Public Institutions* shall have the power to summon and examine witnesses under oath, to examine books and papers pertaining to the subject under investigation, and to compel the production of such books and papers. Witnesses who are not employees of the state shall receive the same fees as witnesses in civil cases in the district court, and their fees shall be paid by vouchers. Any officer or employee who interferes in any manner with a board member's *the director's* official investigation shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be removed from his position, and be fined in a sum not less than ten dollars nor more than one hundred dollars. The claim that any testimony or evidence sought to be elicited or produced may tend to incriminate the person giving or producing it, or expose him to public ignominy, shall not excuse him from testifying or producing the evidence; but any evidence given by a witness at such an investigation shall not be used against him in a criminal prosecution. A witness shall not be exempt from prosecution and punishment for perjury for testifying falsely at an investigation. It shall be the duty of the board *director* to cause such testimony to be filed in the office of the board *department* as soon thereafter as practicable, and such testimony shall be open for inspection. Any person failing to obey the orders of the board *director,* issued under the provisions of this section, shall be reported by the board *director* to the district court, or any judge thereof, and shall be dealt with by the court or judge as for contempt of court.".

13. In Standing Committee Amendment 1, renumber sections 15 and 16 as sections 18 and 19, respectively.

14. In Standing Committee Amendment 1, insert five new sections to be known as sections 20 to 24 and to read as follows:

"Sec. 20. That section 83-147, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-147. The ~~Board of Control~~ *Director of Public Institutions* may create an exception from the mandatory provisions of sections 83-144 to 83-152 when in the opinion of the ~~board, or a majority of the members~~ *director,* the article produced or manufactured does not meet the reasonable requirements of the department, institution or agency of the state, or in any case where the requisition made cannot be completely complied with on account of an insufficient supply of the article or supplies required, or otherwise. No such department, institution or agency of the state shall be allowed to evade the intent and meaning of this section by slight violations from standards adopted by the ~~board~~ *department,* when articles produced or manufactured by it in accordance with its standards are reasonably adapted to the actual needs of the department, institution or agency.

Sec. 21. That section 83-406, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-406. The warden shall keep a record of all infractions of the rules and discipline of the State Penitentiary by convicts, with the name of the convict offending, and the date and character of each offense; this record shall be placed before the ~~Board of Control at each regular meeting of the board~~ *Director of Public Institutions monthly.*

Sec. 22. That section 83-411, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-411. The warden, deputy warden, ~~members of the Board of Control~~ *the Director of Public Institutions,* physicians, assistant keepers, and guards shall be exempt from military and jury duties while actually employed by the state as such officers.

Sec. 23. That section 83-430, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-430. The ~~Board of Control~~ *Director of Public Institutions* shall inquire into any improper conduct alleged to have been committed by the warden or any other officer of the State Penitentiary, and for that purpose the ~~president of the board~~ *director* shall have power to issue subpoenas to compel the attendance of witnesses and the production of papers and writings before ~~it~~ *him,* in the same manner and with like effect as in cases of arbitration.

Sec. 24. That section 83-431, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-431. The ~~Board of Control~~ *Director of Public Institutions* shall examine any witnesses who appear before ~~it~~ *him* on oath. The oath shall be administered by the ~~president of the board or, in his absence, by any other member of the board~~ *director*.".

15. In Standing Committee Amendment 1, renumber section 17 as section 25.

16. In Standing Committee Amendment 1, renumbered section 25, strike lines 9 to 20 and insert:

"*(1) Section 12-102;*

(2) Section 39-738;

(3) Section 60-1001;

(4) Sections 72-710.01, 72-710.02, 72-1005, and 72-1007;

(5) Section 79-4,147;

(6) Sections 80-304, 80-306, 80-605, and 80-606;

(7) Sections 83-110, 83-111, 83-112, 83-116, 83-122, 83-126, 83-129, 83-131, 83-133, 83-134, 83-135, 83-139, 83-140, 83-142, 83-145, 83-148, 83-149, 83-150, 83-153, 83-154, 83-155, and 83-156;

(8) Sections 83-210, 83-210.01, 83-210.02, 83-211, 83-211.01, 83-220, 83-223, 83-224, and 83-225;

(9) Sections 83-303, 83-304, 83-304.01, 83-305.03, 83-307, 83-307.03, 83-313, 83-327, 83-336, 83-351, 83-352, 83-355, 83-360.04, 83-361, and 83-362;

(10) Sections 83-405, 83-409, 83-429, 83-432, 83-438, 83-442, 83-449, 83-451, 83-455, 83-458, 83-460, 83-474, 83-480, 83-483, 83-485, 83-486, and 83-488;

(11) Section 83-507;

(12) Section 1, Legislative Bill 374, Seventy-second Session, Nebraska State Legislature, 1961;

(13) Sections 1, 2, 3, and 4, Legislative Bill 432, Seventy-second Session, Nebraska State Legislature, 1961; and

(14) Section 1, Legislative Bill 623, Seventy-second Session, Nebraska State Legislature, 1961.".

17. In Standing Committee Amendment 1, insert a new section to be known as section 26 and to read as follows:

"Sec. 26. *Whenever the words Board of Control or board appear in the sections hereinafter listed in this section, they shall,* *after the operative date of this act, be construed to mean and apply to the Director of Public Institutions or director, respectively. The sections wherein existing functions, powers, and duties are transferred and allocated to the Director of Public Institutions are:*

(1) Section 80-307;

(2) Sections 83-124, 83-125, 83-127, 83-128, 83-130, and 83-138;

(3) Sections 83-308, 83-329.01, 83-329.04, 83-339, 83-340, 83-341, 83-348, and 83-360.02;

(4) Sections 83-401, 83-403, 83-407, 83-412, 83-418, 83-421, 83-428, 83-435, 83-436, 83-439, 83-443, 83-445, 83-446, 83-450, 83-453; 83-456, 83-457, 83-459, 83-472, and 83-481;

(5) Section 83-502; and

(6) Sections 2 and 5, Legislative Bill 374, Seventy-second Session, Nebraska State Legislature, 1961.".

18. In Standing Committee Amendment 1, renumber sections 18 to 23 as sections 27 to 32, respectively.

19. In Standing Committee Amendment 1, renumbered section 27, line 3, strike the first comma and insert "*of*"; in line 4, strike "*section 1*" and insert "*sections 24 and 25*"; and in line 5, insert "*, and to make appropriate changes in personal pronouns necessitated by the redesignations prescribed*" before the period.

20. In Standing Committee Amendment 1, renumbered section 28, insert "*He shall give bond as provided in section 11-119.*" at the end of line 9.

21. In Standing Committee Amendment 1, renumbered section 29, line 2, strike "*nor*" and insert "*or serving*"; and in line 4, insert "*of any other agency or department*" after "*employee*".

22. Strike Standing Committee Amendment 1, renumbered section 32, and insert:

"Sec. 32. That original sections 83-109, 83-113, 83-114, 83-115, 83-120, 83-147, 83-406, 83-411, 83-430, and 83-431, Reissue Revised Statutes of Nebraska, 1943, sections 83-107.01 and 83-108, Revised Statutes Supplement, 1959, section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, section 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 30, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, section 83-107.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 50, Seventy-second Session, Nebraska State Legislature, 1961, section

81-101, Revised Statutes Supplement, 1959, as amended by section 29, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, and section 81-103, Revised Statutes Supplement, 1959, as amended by section 31, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, and also sections 83-101, 83-102, 83-103, 83-104, 83-105, 83-106, 83-107, 83-117, 83-118, 83-119, 83-121, and 83-132, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

23. In the title, strike lines 2 to 29 and insert:

"FOR AN ACT relating to public institutions; to establish the Department of Public Institutions as an executive department; to provide for the appointment of a Director of Public Institutions, his term of office, qualifications, bond, and salary; to provide for an advisory committee; to vest the general management, control, and government of prescribed institutions in the department; to provide for the transfer, allocation, and assignment of existing functions, powers, and duties to the Department of Public Institutions and the director thereof; to provide duties for the Revisor of Statutes; to provide for the transfer of furniture, equipment, books, files, and records; to provide for a seal and the effect thereof; to provide an operative date; to amend sections 83-109, 83-113, 83-114, 83-115, 83-120, 83-147, 83-406, 83-411, 83-430, and 83-431, Reissue Revised Statutes of Nebraska, 1943, sections 83-107.01 and 83-108, Revised Statutes Supplement, 1959, section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, section 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 30, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, section 83-107.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 50, Seventy-second Session, Nebraska State Legislature, 1961, section 81-101, Revised Statutes Supplement, 1959, as amended by section 29, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, and section 81-103, Revised Statutes Supplement, 1959, as amended by section 31, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961; and to repeal the original sections and also sections 83-101, 83-102, 83-103, 83-104, 83-105, 83-106, 83-107, 83-117, 83-118, 83-119, 83-121, and 83-132, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 411. Placed on Select File as amended.

E and R amendment to LB 411:

1. In the title, line 3, strike the first "and"; and in line 4, insert "; and to provide for aid by the school district in which such child resides" after "children".

LEGISLATIVE BILL 723. Placed on Select File as amended.

E and R amendments to LB 723:

1. In section 2, line 7, insert "of" after "violence"; and in line 23, strike "now" and insert "nor".

2. In the title, line 5, strike "and"; and in line 7, insert "; and to provide for investigations and prosecutions" after "positions".

LEGISLATIVE BILL 707. Correctly re-engrossed.

LEGISLATIVE BILL 288. Correctly engrossed.

LEGISLATIVE BILL 528. Correctly enrolled.

LEGISLATIVE BILL 622. Correctly enrolled.

LEGISLATIVE BILL 731. Correctly enrolled.

LEGISLATIVE BILL 729. Correctly enrolled.

LEGISLATIVE BILL 725. Correctly enrolled.

LEGISLATIVE BILL 727. Correctly enrolled.

LEGISLATIVE BILL 719. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 528 LB 622 LB 731 LB 729 LB 725 LB 727 LB 719 LR 43

RESOLUTIONS

LEGISLATIVE RESOLUTION 47. Re: Legislative Council Study of Water Control, Conservation, Development and Utilization and Laws Relative Thereto.

Introduced by Don Thompson, 33rd District; Ernest H. Staubitz, 34th District; and Albert A. Kjar, 36th District.

WHEREAS, irrigation and water control, conservation, development and utilization are a basic and vital element of Nebraska's economy, and

WHEREAS, the realization of our state's highest potential depends upon an orderly and proper development of our water resources, and

WHEREAS, the tremendous expansion of water use for gravity irrigation, pump irrigation, industrial purposes, domestic and municipal needs and for recreation is constantly creating new legal problems, the solution of which necessitates laws which will allow and encourage the fullest development and beneficial use of our state's tremendous water supplies, and

WHEREAS, a coordinated program of water resource development demands adequate study and research of gravity irrigation, drainage, water utilization, hydro-electric power production, underground water recharge, recreation development and water quality and pollution, and

WHEREAS, the laws on irrigation have not been recodified since the original enactment and only piece-meal amendments have been made over the years such laws have been in effect.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study all matters pertaining to water control, conservation, development and utilization and the laws relative thereto, and to report to the next regular session of the Legislature with its recommendations as it believes will promote the fullest development and utilization of Nebraska's water resources.

Referred to the Legislative Council Executive Board.

LEGISLATIVE RESOLUTION 48. Re: Legislative Council Study of Work Stoppages and Labor-Management Relations.

Introduced by Theodore H. McCosh, 42nd District; Jack Romans, 29th District; and Matt Wylie, 27th District.

WHEREAS, labor-management relations affect the economic and social life of every citizen of the state, entering as they do into practically every business and industrial enterprise, and

WHEREAS, the industrial development of the state is dependent upon a proper labor-management relationship, and

WHEREAS, the people of this state have by provisions of the constitution and legislative enactment, undertaken to promote the public interest and protect the interest of the laboring man, both union and nonunion members, and

WHEREAS, a labor dispute has arisen which has resulted in work stoppages with reference to all commercial projects in the

City of Lincoln, both public and private, which work stoppages have now continued for more than seven weeks, and

WHEREAS, it appears that acts have occurred which may now be, or should be, prohibited by law.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee for the purpose of studying said work stoppages and conducting a fact finding study of matters relating to labor-management relations and report to the next regular session of the Legislature with its findings and recommendations.

Referred to the Legislative Council Executive Board.

UNANIMOUS CONSENT—Final Reading

Mr. Diers requested unanimous consent to dispense with Final Reading this morning, June 21. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 726. Advanced to E and R for engrossment.

LEGISLATIVE BILL 732. E and R amendments found in the Legislative Journal for the One Hundred-fourteenth Day were adopted.

Advanced to E and R for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 49. Re: Legislative Council Study of Motor Transportation.

Introduced by Hans O. Jensen, 25th District; Michael P. Russillo, 9th District; and Willard H. Waldo, 21st District.

WHEREAS, increasing evidence is appearing which indicates some serious shortcomings in existing laws and regulations relating to the registration of motor trucks, truck-tractors and trailers and the transportation of certain types of commodities by certain types of motor carriers; and

WHEREAS, official records show a very marked decrease in the number of vehicles being registered and licensed under the commercial truck classification; and

WHEREAS, circumvention of the spirit and intent of existing laws and regulations in the field of motor transportation, by means of subterfuge, appears to be increasing; and

WHEREAS, it appears that some undesirable competitive practices have resulted in the field of motor transportation; and

WHEREAS, in the event these apparent shortcomings in existing laws and regulations relating to the registration of motor trucks, truck-tractors and trailers and the transportation of certain types of commodities by certain types of motor carriers and the apparent circumvention of existing laws and regulations were overcome, it appears that a very substantial increase in revenue for highway purposes and for the General Fund would result; and

WHEREAS, under existing law and regulation certain types of vehicles appear to be quite restricted with respect to the type of commodities which may be carried on return trips, although a comparatively high registration fee is applied to such vehicles, as a result of which some avoidable economic waste and inefficiency may exist; and

WHEREAS, in several midwestern states and in all states bordering Nebraska, the rates are substantially below the rates charged by large regular route motor carriers and railroads, the farm to market truckers are making a fair profit on their return hauls and the farm to market shipper, as well as his entire community, are benefitted; and

WHEREAS, a bill was considered for introduction in committee at this session, was presented with the view of correcting some of the undesirable conditions herein referred to, but it is deemed that the entire situation is one which requires considerably more study and exploration to the end that more complete and comprehensive legislation may be brought forward.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to conduct a full and complete study and investigation of the following matters:

(a) All phases of the licensing, registration and payment of fees with respect to all trucks, truck-tractors and trailers;

(b) Methods by which economic waste and inefficiency, due to unnecessarily restrictive regulations with respect to the type of commodities which may be carried on return trips by certain types of vehicles, can be eliminated;

(c) Methods by which circumvention of the spirit and intent of laws and regulations and undesirable competitive practices in the field of motor transportation can be eliminated; and

(d) Methods of increasing revenue from registration fees imposed upon such vehicles, without creating unreasonable burdens or discrimination.

2. That the committee report its findings, together with such recommendations as it may deem feasible, to the next regular session of the Legislature.

Referred to the Legislative Council Executive Board.

Visitor

Mr. Russillo introduced Miss Kathy Malley of Washington, D. C.

GENERAL FILE

LEGISLATIVE BILL 289. Sections 13 through 28 considered.

Member Excused

Mr. Brandt was excused at 10:35 a.m., for a short period.

Speaker Thompson Presiding

Mr. Vosoba offered the following amendment which was adopted with 27 ayes, 8 nays, and 8 not voting:

1. Amend section 24, line 8, after "system," by inserting "drafting legislation recodifying rules of the road and traffic laws, the sum of $1,500.00,"; and amend line 11 by striking "998,000.00" and inserting "999,500.00".

UNANIMOUS CONSENT—Consider New Bill

Mr. Klaver requested unanimous consent that the Budget Committee consider the matter of introducing a new bill which will permit the Division of Public Welfare to have the same rights as other departments with respect to expenditures. No objections. So ordered.

Recess

At 11:59 a.m., on a motion by Mr. Diers, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:01 p.m., President Burney presiding.

The roll was called and all members were present except Mr. Romans who was excused.

SUSPEND RULES—Change of Order

Mr. President: I move the rules be suspended and we now consider LB 113, LB 279, LB 411 and LB 723 on Select File for tomorrow. (Signed) J. O. Peck

The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

SELECT FILE

LEGISLATIVE BILL 113. E and R amendments found in this Day's Journal were adopted.

Mr. Bowen offered the following amendment which was adopted by unanimous consent:

1. Amend Enrollment and Review amendment 14, line 7, by striking "*and*"; line 8, by inserting "*83-210, 83-210.01, 83-210.02, 83-211, 83-211.01,*" after "*71-1406,*"; strike line 9 and insert: "*83-242, and 83-245; and*

(4) Sections 1, 2, 3, and 4, Legislative Bill 432, Seventy-second Session, Nebraska State Legislature, 1961.".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 279. E and R amendments found in this Day's Journal were adopted.

Mr. Bowen offered the following amendment which was adopted by unanimous consent:

1. Amend Enrollment and Review Amendment 16, lines 15 and 16, by striking "*83-210, 83-210.01, 83-210.02, 83-211, 83-211.01,*"; insert "*and*" at the end of line 25; strike lines 26 to 28; and in line 29, strike "*(14)*" and insert "*(13)*".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 411. E and R amendment found in this Day's Journal was adopted.

Mr. Rasmussen offered the following amendment which was adopted by unanimous consent:

1. Amend the Rasmussen General File Amendment 1, section 4, adopted June 9, 1961, line 3 by striking "eight hundred dollars" and inserting "the contributions of the county and state as provided in sections 2 and 4 of this act".

Mr. Syas moved that LB 411 be returned to General File for the following specific amendment:

1. Strike the Burbach amendment.

The motion lost with 14 ayes, 19 nays, and 10 not voting.

Advanced to E and R for engrossment with 24 ayes, 8 nays, and 11 not voting.

LEGISLATIVE BILL 723. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 289.

Mrs. Orme requested unanimous consent to not consider that portion of LB 289 dealing with the Teachers' Colleges and the University of Nebraska, this afternoon, June 21.

Mr. Lautenschlager objected.

Mrs. Orme moved that that portion of LB 289 dealing with the Teachers' Colleges and the University of Nebraska not be considered until after 11:00 a.m., Thursday, June 22.

Mr. Gerdes moved to amend the Orme motion to the first order of business on General File, Thursday, June 22.

The Gerdes motion prevailed with 29 ayes, 6 nays, and 8 not voting.

The Orme motion, as amended, prevailed with 21 ayes, 8 nays, and 14 not voting.

Speaker Thompson Presiding

Sections 28 through 44 and 48 through 66 considered.

MESSAGE FROM THE GOVERNOR

June 21, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs Orme:

This is to inform your honorable body that on June 19, 1961 I approved LB 650, LB 574, LB 524, LB 708, LB 500, LB 513, LB 555, LB 605, LB 706, LB 717, LB 703 and LB 604.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Michael P. Russillo

The motion prevailed with 20 ayes, 19 nays, and 4 not voting, and at 4:07 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-SIXTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, June 22, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Romans who was excused, and the members of the Budget Committee who were excused until 10:30 a.m.

Corrections for the Journal

Page 1822, line 41, delete "1" and insert "12".

The Journal for the One Hundred-fifteenth Day was approved as corrected.

Visitor

Mr. Vosoba introduced Mr. Bernard J. Klasek of Wilber.

Ease

The Legislature was at ease from 9:04 until 9:15 a.m.

Communications

Letter from Mr. Fred Knoop, Jr., Newcastle, favoring LB 411.

Letter from Mayor Harry A. Drake, Plainview, inviting the members to their Diamond Jubilee on July 20, 21, 22, and 23.

Petition signed by A. M. Kregel and Miss Ella Kregel, Nebraska City, favoring LB 578 and LB 721.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Knight requested unanimous consent to add George C. Gerdes as a co-introducer of LR 41. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on June 21, 1961, at 4:30 p.m.: LB 731 LB 729 LB 727 LB 725 LB 719 LB 622 LB 528

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 730. Placed on Select File as amended.

E and R amendments to LB 730:

1. In section 1, reinstated lines 16 and 20, strike "dairy" and insert "dairy *milk*".

2. In the Ruhnke General File Amendment, adopted June 20, 1961, line 6, strike *"and provided further"* and insert *"Provided"*.

3. In the title, strike beginning with the second "to" in line 4 through the first semicolon in line 10, and insert "to provide that a municipality may by ordinance prohibit the sale of ungraded milk;".

LEGISLATIVE BILL 411. Replaced on Select File as amended.

E and R amendment to LB 411:

1. In the Rasmussen General File Amendment 1, adopted June 21, 1961, line 2, strike "4" and insert "5".

LEGISLATIVE BILL 726. Correctly engrossed.

LEGISLATIVE BILL 732. Correctly engrossed.

(Signed) William B. Brandt, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 50. Re: Legislative Council Study of Problems Relating to the Educational Systems of Sarpy, Cass and Douglas Counties.

Introduced by Edwin T. McHugh, 3rd District; William Moulton, 10th District; and George Syas, 4th District.

WHEREAS, it has come to the attention of the Legislature that various proposals have been advanced for making changes in the present educational system in certain counties of the State of Nebraska resulting in part from the increasing industrialization of Douglas and Sarpy Counties and impact of the Strategic Air Command Base at Omaha, and

WHEREAS, the Legislature in the present session does not have sufficient time to determine whether problems exist or to enact appropriate remedial legislation if such legislation is deemed desirable, and

WHEREAS, the Governor of Nebraska has recommended that a committee be appointed to undertake a suitable study of the subject matter and to make recommendations with regard thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee with suitable state-wide representation to undertake a study of any problems which may exist in relation to the educational systems of Sarpy, Cass and Douglas Counties and after such study to report to the next regular session of the Legislature with the committee's recommendations.

Referred to the Legislative Council Executive Board.

LEGISLATIVE RESOLUTION 51. Re: Legislative Council Study of Future Educational Programs at the Nebraska School of Agriculture at Curtis.

Introduced by Albert A. Kjar, 36th District; George C. Gerdes, 41st District; and Elvin Adamson, 40th District.

WHEREAS, by law an additional school of agriculture located near Curtis, Nebraska, was established for the furtherance and promotion of agriculture and stock-raising interest in this state, and

WHEREAS, the Board of Regents of The University of Nebraska has for some time recognized that conditions existing at the time the school was created have changed, and

WHEREAS, the nature of and need for educational programs conducted at the school have been discussed by members of the Board of Regents and by administrative officers of The University of Nebraska with members of the Budget Committee and with other members of the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the nature and extent of educational programs to be conducted in the future at the Nebraska School of Agriculture at Curtis, Nebraska, and to report its findings with its recommendations to the next regular session of the Legislature.

Mr. Erlewine requested unanimous consent to be added as a co-introducer of LR 51. No objections. So ordered.

Referred to the Legislative Council Executive Board.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Skarda requested unanimous consent to be added as a co-introducer of LR 49. No objections. So ordered.

MOTION—Change of Order

Mr. President: I move that we take up the reading of bills on General File at this time. (Signed) William B. Brandt

The motion prevailed.

MESSAGE FROM THE GOVERNOR

June 22, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison respectfully requests permission to appear before your honorable body some time this morning, at your earliest convenience.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

MOTION—Committee to Escort Governor

Mr. President: I move that the Governor's request be honored and that a committee of three be appointed by the President to so notify the Governor and escort him to the Chamber at 11:00 a.m. (Signed) Joe T. Vosoba

The motion prevailed and the President appointed the following to serve on said committee: Vosoba, Erlewine and Webb.

GENERAL FILE

LEGISLATIVE BILL 721. Read.

LEGISLATIVE BILL 676. Reading waived in lieu of reading the Standing Committee Amendment.

LEGISLATIVE BILL 691. Read.

LEGISLATIVE BILL 276. Read.

LEGISLATIVE BILL 616. Read.

LEGISLATIVE BILL 720. Read.

LEGISLATIVE BILL 734. Read.

Mr. Ruhnke offered the following amendment which was adopted:

1. Amend section 2, line 9, by striking the word "be" and inserting "by".

SUSPEND RULES—Select File

Mr. President: I move that the rules be suspended and that bills on Select File be considered at this time. (Signed) William B. Brandt

The motion prevailed with 31 ayes, 0 nays, and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 411. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 730. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Ruhnke introduced Mrs. Charles Fairley and Mrs. Alfred Blobaum, and thirteen members of the Country Cousins 4-H Club of Jefferson County.

SUSPEND RULES—Executive Meeting

Mr. President: I move that the rules be suspended with respect to confidential nature of the committee proceedings at the executive meeting of the Budget Committee this morning, and that such proceedings may be made public both by members of the committee and representatives of the press, radio, and TV stations. (Signed) Marvin Lautenschlager

Mr. Lautenschlager requested a record vote.

Mr. Skarda moved the previous question. The motion lost with 9 ayes, 28 nays, and 6 not voting.

Governor Escorted

At 11:00 a.m., the committee appointed to escort the Governor retired and subsequently returned and escorted Governor Frank B. Morrison to the rostrum where he delivered the following message:

Mr. President and Members of the Legislature:

We meet here today on a vitally important and historic occasion. Today the eyes of several hundred of the potential young leaders of this state attending Boys' State and Girls' State are looking to us as models in the area of exercising the responsibilities of high public office in the most important period in world history. The free world today looks to America for leadership, and America turns to its Heartland, of which Nebraska is the solid core of the American character.

This is the most important week of your deliberations. You are meeting this week to consider matters of vital concern to the future of our state and the budget requirements of effective, efficient, progressive state government.

At the time of submission of my budget recommendations to you I suggested that it was only advisory and not controlling, but was to be considered by you along with all other evidence in arriving at your budget for the next biennium. The record requires that all of us state clearly and unequivocally our own position with reference to the interpretation of the needs of the various agencies of government. I have requested the privilege of appearing before you to restate my own position as Governor of this State.

This administration is engaged in many programs to upgrade our great State psychologically, economically and industrially. Lying at the very heart of this upgrading program is our emphasis on education. Higher education establishes the tone and the rate of our progress. Some of our citizens have asked me this question: "Can Nebraska afford a first class university?" I ask you, "Can Nebraska afford a second class university and second class teachers colleges?"

I believe that after full consideration of the evidence you will agree with me that it can not. Your budget committee has worked hard and I agree with them in trimming the operational costs of government to a bare minimum. Our problem is how much money should we invest in the state's future. No business, no individual, and no state can advance without assessing the needs of the future and investing its money and its assets in that future where many times the amount of the investment will be returned to the investors. The greatest resource we have in Nebraska or any other state is our young people. Motivating and training their full mental capacities is our most important business. We need scientific grants, we need research grants, we can and must become one of the research centers of America if we are to attain the degree of progress to which we aspire. We can not accomplish these things without upgrading higher education.

I have asked the Board of Regents of the University of Nebraska and its administration to give to me a definite detailed outline of their needs. In response, the figures were given which I submitted to you in my original budget recommendations.

I have asked them also to prepare an analysis of what curtailment of their activity would result from the appropriation recommended by the majority report of the Budget Committee. That report I am handing to the Clerk of the Legislature to be made a part of these proceedings, and I respectfully request that each and every member of the Legislature study this report prior to your vote with reference to your budget for higher education in the State of Nebraska for the coming biennium.

So far as I know, this analysis is the only creditable evidence before your body as to the crippling effect of the majority report of the Budget Committee upon the higher educational program of this State. You are no doubt conscious of the fact Russia is spending twice the percentage of her national income upon education that we are in America. You are further aware of the fact that in this death struggle for the control of the human mind the victor will be he who outthinks his adversary. Are we prepared to take any risk to downgrade our effectiveness in this historic struggle? In the hours ahead I call upon each of you as you shoulder this responsibility, to give it your undivided thought and attention, knowing that the tone of the future will in no small way be set by your action. The degree to which any essential function of higher education is eliminated will slow down our economic, agricultural and industrial growth and progress. I am sure that your honorable body is prepared to do whatever is necessary to insure our progress. This cannot be done without full support to all phases of higher education.

The difference between my original budget recommendation and that of the majority of the committee would amount to slightly over a dollar per year per citizen, or a few packages of cigarettes. I respectfully request that you carefully consider all of these facts before definitely determining the amount of money which you wish to invest in higher education for the coming biennium.

The university and the state teachers colleges were created by the Legislature of this State. It is for you to assess and determine the amount of money which you should invest in the growth and development of this vital phase of the life of our State.

I have enjoyed working with you during the past months in your deliberations and I have every confidence in your ability to lay aside any personal rivalries or animosities to finance an educational program for the State of Nebraska that will measure up to the needs of our time and to create an atmosphere of higher learning to which all Nebraskans can point with pride and respect.

In a separate message I am pointing out to you the vital necessity of promoting our economy by investing more in our tourist developments, and respectfully direct your attention to this message.

Let it never be said that this session of the Nebraska Legislature turned its back upon the most important business that we have met here to transact.

May God bless and guide you in your deliberations.

(Signed) Frank B. Morrison
Governor

FACTS ABOUT THE UNIVERSITY OF NEBRASKA BUDGET

(For the Biennium, 1961-1963)

1. The majority report of the Budget Committee recommends a biennial increase of $2,640,000 for the University. For what purposes would this money be spent?

(a) $900,000 of the increase is earmarked for the inauguration of a funded retirement program.

(b) 75,000 is earmarked for operation of the agricultural research station to be opened at Mead.

(c)	500,000	would be needed to maintain the staff salary levels reached during the second year of the current biennium.
(d)	365,000	would be needed to meet the increased cost of operating the physical plant.
(e)	183,000	would be needed to meet the increased costs of supplies and services throughout the rest of the University (mileage costs, laboratory supplies, etc.)
	$2,023,000	

These items total $2,023,000, leaving a balance of $617,000 of the proposed general fund appropriation available for making salary adjustments during the two-year period beginning July 1, 1961.

2. Is a sum of $617,000 from the general fund appropriation adequate to meet the needs for salary adjustments during the next two years?

It falls far short of meeting the sum of $2,150,000 which the Board of Regents determined as the minimum needed in general fund appropriation support for salary adjustments during the 1961-1963 biennium. The total minimum needed for salary adjustments, as determined by the Board, is $2,450,000 of which $2,150,000 must be obtained from general fund appropriation if the objectives of the institution are to be achieved.

3. What salary and wage adjustments has the University planned for the 1961-1963 biennium?

In percentage terms the University's plans would result in the following increases:

Academic and Administrative Salaries	10.1%
Classified Salaries (secretaries, clerks, etc.)	6.5%
Graduate Assistants	9.3%
Hourly Wages	6.9%

This means that if the University's request for salary funds were approved in full, current employees would receive, on the average, salary increases in keeping with the above figures.

4. Are the University's plans for salary adjustments realistic? Are they out of line?

The aim of the University is to at least hold its relative position of staff quality within the Big Eight Conference and among comparable state universities.

During the academic year ending this June, the University's teaching salaries have been at about the midway point of the levels maintained by Big Eight Schools. Nebraska's salary levels for full professors, associate professors, and instructors rank third, and its level for assistant professors fourth among the Conference schools.

When compared with other state universities of the region, however, Nebraska's current salary levels do not fare as well. Among 12 midwestern universities, including seven Big Ten schools (with whom Nebraska must compete for staff), Nebraska's academic salary levels rank as follows: full professor, tenth; associate professor, tenth; assistant professor, eleventh; and instructor, eighth.

The academic salary level has been rising and will continue to rise. For example, Colorado has made appropriations which will raise faculty salaries at Boulder 12% next year; Kansas, on an annual rather than biennial base, is increasing faculty salaries 5% next year; Iowa has increased its appropriations for higher education 14%; Minnesota is providing faculty salary increases of 6% the first year of the next biennium, plus an additional 4% the second year.

It is quite apparent that the University of Nebraska must make upward adjustments in its salaries if its aim of maintaining its relative position is to be accomplished. The figure of $2,450,000 represents the considered judgment of University officers on the sum needed to achieve this objective.

5. The majority recommendations of the Budget Committee total $3 million less than the University requested, i.e., the difference between $2.6 million and $5.6 million. What plans of the University would be cut out by failure to supply this $3 million?

The Committee's majority recommendation falls short by $1.5 million of providing the general fund support the University requested for salary adjustments and, except for one item, it makes no provision whatever for the $1.5 million Growth and Development program requested by the University. The majority recommendation would earmark $75,000 for use at the new agricultural field laboratory at Mead, but this is the only Growth and Development item for which it makes provision. The University requested $117,920 for the Mead program.

6. How important is the proposed Growth and Development program to the welfare of the University?

Without appropriation for Growth and Development, the total program of the University would remain unchanged in scope. The University would continue to do what it has been doing and, in some instances, deepen its efforts in given areas, but the scope of its operations would remain unchanged. With the exception of Mead, no new services or programs would be inaugurated.

The last appropriation the University received for Growth and Development was in the 1955-1957 biennium. At that time some modest appropriation items for Growth and Development were allowed. Since then the University's requests for Growth and Development (sometimes called "expansion") items have been rejected.

Any good university can survive dormant periods in Growth and Development and still maintain — even improve — its quality as the University of Nebraska has done. But no university can go on indefinitely without adding new features to its program to meet new needs and to keep its instructional program current with new knowledge and new techniques.

Particularly in view of the fact that no Growth and Development programs have been inaugurated during the past four years, the University considers some Growth and Development imperative now.

7. In general, what is involved in the Growth and Development program requested by the University?

The great bulk of the requested Growth and Development program is accounted for in the following six general areas:

AGRICULTURE—$626,265 for the biennium

> Principal items here are the entire Agricultural Research Field Laboratory at Mead; development of programs in wildlife management; further development of veterinary science and range management programs in support of Nebraska's livestock industry.

MEDICINE—$162,800 for the biennium

> The emphasis here is on nursing education and care. The need for further development of the total nursing program is critical to the proper operation of the University Hospital.

COLLEGE OF ARTS & SCIENCES—$181,800 for the biennium

> It is in the general area of the Arts and Sciences that great forward strides have been made in the discovery of new knowledge and the development of new techniques. It is here that the innovations have come in nuclear science and astrophysics. The University is requesting the services of a nuclear physicist, an astrophysicist, a radio chemist, and a specialist in climatology to inaugurate research and studies in weather development and control. Also in the area of

the Arts and Sciences are plans for the extension of the University's efforts to give students more opportunity to acquaint themselves with the cultures, languages, and histories of countries in the Far East. The need for this latter program has been emphasized repeatedly by Chancellor Hardin.

CONSERVATION AND SURVEY—$62,700 for the biennium

The aim here is to extend the services and studies of the Conservation and Survey Division, particularly in the areas of groundwater and Nebraska geologic materials. The proposed expenditures would go largely for the employment of professional personnel to enable the Division to expand and intensify its work in support of agriculture and the further development of Nebraska industry.

UNIVERSITY LIBRARIES—$230,000 for the biennium

The recent discovery of new knowledge and new techniques in so many areas of learning, especially in the field of science, has presented serious problems to the University Libraries. No funds have been available to permit expansion of services to fully keep up with the new literature of new areas. Meanwhile, the cost of maintaining resource and reference materials, and the servicing of them, has continued to rise. The Libraries' problem of adequately supporting teaching and research with proper materials and services has become critical.

8. Would it be feasible for the University to get the money it needs for salary increases and for at least part of the Growth and Development program by raising tuition charges?

No, not without a departure from Nebraska's fundamental policy of providing educational opportunity to the rank and file of its young people who have the ability and desire to participate in higher education. A further increase in student fees most certainly would price University attendance beyond the reach of a significant number of Nebraska families.

The University's resident tuition-fee rate, currently second highest among Big Eight Conference schools, is being increased another $24.00 per year, effective September 1. This increase already has been taken into account in the University's budget planning and was considered in the preparation of its asking budget.

A comparison of basic Big Eight Conference tuition and fees (Nebraska is shown at the present rate, before the increase):

Undergraduate

	Resident	Non-Resident
Colorado	$232	$720
Iowa State	252	522
Kansas	208	398
Kansas State	208	398
Missouri	215	465
Nebraska	240	480
Oklahoma	180	450
Oklahoma State	180	450

Graduate

Colorado	$323	$720
Iowa State	252	252
Kansas	208	308
Kansas State	208	308
Missouri	215	215
Nebraska	240	480
Oklahoma	180	450
Oklahoma State	180	450

9. How does the proposal made in the Budget Committee's minority report compare with that made by (a) the majority report; (b) the University's budget request; (c) the recommendation of Governor Morrison; and (d) the recommendation made by former Governor Burney?

(a) The minority report proposes a general fund appropriation increase of $4.1 million for the University, or $1,460,000 more than the $2.64 million recommended by the majority of the Committee. The minority recommendation would enable the University to make, during the 1961-1963 biennium, the salary increases determined as necessary by the Regents. This would be impossible under terms of the majority report. The minority report, like the majority recommendations, however, would leave unsupported the Growth and Development program requested by the University.

(b) The total biennial appropriation increase of $4.1 million in general fund support proposed by the minority report compares with $5.6 million requested by the University.

(c) Governor Morrison recommended a general fund increase of $5.1 million for the University.

(d) Former Governor Burney recommended an increase of $2.5 million for the University.

10. Why is it necessary to include an initial increase item of $500,000 in the 1961-1963 budget to permit the University to "stay even" on its salary levels?

Because the University, as it was authorized to do by the last session of the Legislature, is currently spending more for salaries during this, the second year of the current biennium, than it spent during the first year. The difference between the rate of salary spending this year and last, when adjusted to allow for anticipated increased revenue from non-tax sources and when projected through the two years of the new biennium, amounts to $500,000 needed in general fund support.

11. Why is the University spending more for salaries during the second year of the current biennium than it spent during the first year?

As it indicated in the biennial spending plans it submitted to the 1959 Legislature, the University never intended to spend all of its increased salary allowance in one sweeping adjustment at the start of the current biennium. The plans called for two general salary adjustments, one at the beginning of the first year of the biennium, the other at the beginning of the second. Under this arrangement it was obvious that the University would be spending more for salaries during the second year than during the first year.

These plans were in keeping with the University's fundamental thinking on the management of salary expenditures which includes the following basic points:

(a) As a practical matter it is very difficult, perhaps impossible, to make a single, two-year general salary adjustment which will serve all the requirements of (1) merit, (2) incentive, and (3) equity and, at the same time, allow adequate flexibility to meet the unforeseeable demands which may be dictated by competition for staff during a 24-month period.

(b) Annual adjustment of salaries is more economical in the long run than biennial adjustment. For example, if the general salary level for full professors is to be raised in the biennium from $9,000 to $10,000, it would cost less to achieve the raise through annual adjustments. Raising Professor A's salary from $9,000 to $10,000 at the start of the biennium would cost $2,000 during the two-year period, i.e., $1,000 a year. Raising his salary to $9,500 the first year and to $10,000 the second, however, would cost only $1,500, i.e. $500 the first year and $1,000 the second.

(c) Staff morale and salary control are better served by annual than by biennial adjustments in salary. Most University salaries are scaled to an annual base, and an adjustment at the beginning of the new salary year is firm evidence to the good staff member that his good work is recognized, appreciated, and rewarded. When adjustments are made annually, his incentive is stirred not once but twice during the biennium and he is less likely to be lured away by offers from other institutions. And, conversely, the absence of a salary raise at the beginning of a new year, when salary adjustments are being made generally throughout the institution and the region, can be an effective notice that the work of the past year has not measured up to expectations. Yearly salary adjustments, especially in these times of active competition for the services of good staff people, give the University a desirable measure of staff control which can be used to stimulate incentive and increase returns in service and productivity.

12. If the University were not spending more for salaries during the second year of the current biennium than it did during the first, would the State be called upon, as apparently it is being called upon now, to provide a "stay even" budget adjustment of $500,000?

No. This answer, however, must be qualified in two respects:

(a) The University's spending plans, given documented approval by the 1959 Legislature, called for annual adjustments in salaries which clearly anticipated the need for a "stay even" adjustment in salary funds from some source (either non-tax or tax) at the beginning of the succeeding biennium. The present salary spending, as currently managed by the University, is entirely honest and within the amounts set for this purpose by the last session of the Legislature.

(b) Every agency of state government, and certainly the University, recognizes that the State is sovereign. The University recognizes and respects the well-established point that the actions of one Legislature do not legally bind the actions of succeeding Legislatures. The current session of the Legislature by no means is compelled to honor the University's financial planning which was approved by the last session. This, however, does not alter the fact that if the present salary level of the University is to be maintained, an increase of $500,000 in general fund support is needed for that purpose.

QUESTIONS AND ANSWERS CONCERNING THE UNIVERSITY OF NEBRASKA BIENNIAL BUDGET FOR 1961-1963

Q. What is the situation regarding the University of Nebraska School of Agriculture? Would elimination of the School reduce the requirements of the University budget?

The School of Agriculture at Curtis was established by the Legislature and the responsibility for operating it given to the University. The original purpose of the school was to provide young people in the thinly-populated rural areas of southwestern Nebraska with the opportunity to attend a high school whose program included emphasis on agriculture and homemaking. The school has operated continuously at Curtis for almost 50 years beginning in 1913. It is essentially a "boarding high school."

As a result of changing times, involving notable developments in transportation and local schools, a question has been raised as to whether the school at Curtis should continue to operate as part of the total University of Nebraska system. This question has been raised both inside and outside the University. The Board of Regents is agreed that it would be wise to have an interim study of the needs for a State school at Curtis.

It is now costing almost $500,000 a biennium to operate the School of Agriculture at Curtis. About 30% of this cost, however, is covered by revenue other than that received from state general fund appropriations. During the current fiscal year, for example, the budget for the Curtis school is $241,135 but approximately $80,000 of this sum is provided through tuition payments. These payments come from two sources: (a) from a few counties which do not operate their own high schools and send students to Curtis; and (b) from families who prefer to send their sons and daughters to Curtis rather than to a local school.

A decision to relieve the University of the responsibility of operating the Curtis school would, of course, make it unnecessary for the University to obtain state funds for the school's operation in the future.

Q. In terms of annual cost to the taxpayer, what is the difference between (a) the recommendations made by the Budget Committee's majority and minority reports, and (b) between the minority report and the asking budget of the University?

The differences in cost to the taxpayer, of course, depend on the amount of property the taxpayer has. For the answers an effort has been made to use, as examples, the cases of two typical taxpayers, one who lives in town and has property valued at $10,000 and assessed at 35% for taxes; the other, a farmer, who has property valued at $50,000 and assessed at 35%. Both of these cases are believed to be fairly typical, and in each instance the computations have been made precisely as in actual cases based upon conditions in 1960, the most recent for which taxes have actually been levied.

For the typical urban taxpayer:

(a) The annual difference in cost between the majority and minority recommendations is 79c.

(b) The annual difference in cost between the minority recommendation and the University's total asking budget is 82c.

For the typical farm taxpayer:

(a) The annual difference in cost between the majority and minority recommendations is $3.96.

(b) The annual difference in cost between the minority recommendation and the University's total asking budget is $4.10.

Q. Why is the University asking for additional funds to develop a program in nuclear science?

A. As the result of research, a new basic source of energy has been revealed in atomic power. This general discovery has made necessary the further understanding and development of nuclear power, just as the advent of steam and electric power made necessary the further exploration of those fields a hundred years ago.

The University has asked for state support for the development of its total program in the nuclear sciences in order to keep its teaching and research current with the knowledge and techniques of the 1960's. Further it is the firm judgment of the University that its programs in these areas must go forward if the research and instructional opportunities offered by the Hallam plant, one of the few nuclear-powered electric generating stations in the country, are to be realized.

Q. Does the University budget represent only the needs for the Lincoln campuses?

A. No. The budget presented to the Legislature is for (1) teaching, (2) research, and (3) public services provided by: nine colleges on the city and agricultural campuses in Lincoln; the Medical Center in Omaha which includes the College of Medicine, School of Nursing, and the University Hospital; the Agricultural Extension Service serving all 93 counties; the Agricultural Experiment Stations at Lincoln, Mitchell, Alliance, Fort Robinson, North Platte, and Concord; the School of Agriculture at Curtis; the Division of Conservation and Survey; and the Extension Division.

Q. How much of the University budget is spent for instruction, and how much for research and public service?

A. 49.2% of the University budget is spent for instruction as follows: 10.9% for freshmen and sophomores; 14.9% for juniors and seniors; 8.4% for graduate students; 10.9% for professional students; and 4.1% for Summer Session.

50.8% of the University's budget is spent for research and public service as follows: Agricultural Experiment Station 13.4%; Departmental Research 7.9%; Conservation and Survey 0.7%; Agricultural Extension Service 14.2%; University Hospital 10%; School of Agriculture at Curtis 1.6%; Museum 0.9%; other extension and public service 2.1%.

Q. Why is one third of the University's budget expended by the College of Agriculture, the Agricultural Experiment Station, and the Agricultural Extension Service?

A. Agriculture is the largest single industry in Nebraska. In a recent year (1959) Nebraska's total personal income (excluding profits of corporations) was $2,000,800,000. Of this amount about 20% or $560 million was attributed to agriculture.

The agricultural program of the University is the only research program, the only teaching program, and the only extension program devoted to all aspects of Nebraska agriculture.

Historically the University's agricultural program has contributed substantially to the growth and development of Nebraska agriculture, a contribution which can be abundantly substantiated by facts and figures.

Nonetheless, Nebraska agriculture is now entering a period in its existence in which competition from other agricultural areas of the nation will demand the highest degree of efficiency in production and marketing. The University will be obliged to provide the vast bulk of this "know how."

Q. What value, if any, has research at the Agricultural Experiment Station been to Nebraska's agricultural industry?

A. Research at the Nebraska Agricultural Experiment Station, in cooperation with the research branch of the U. S. Department of Agriculture, has yielded substantial increases in income for Nebraska farmers.

For example: Hybrid sorghums, development of which was done largely at Nebraska, were introduced in 1956. By 1959, 80 to 90% of Nebraska's sorghum acreage was planted to hybrid varieties. Hybrid varieties have yielded, on the average, 30% more grain than non-hybrid varieties. In 1960, if 80% of the acreage were planted in hybrid-varieties, the increased value to Nebraska farmers at current prices would have been excess of $10 million.

Another example: Turkey-type wheat was replaced about 20 years ago by improved varieties developed by the Nebraska Agricultural Experiment Station. Today these varieties (Cheyenne, Bison, Pawnee, and Nebred) are planted on 90% of the state's wheat acreage. They yield, on the average, four bushels more per acre than Turkey varieties. If grown, therefore, on 3,000,000 acres in 1960, the increased yield would be 12,000,000 bushels. At $1.70 per bushel, this means additional income of $20,400,000 in one crop year. The cost of the research on wheat varieties the past 60 years is estimated at $1 million.

Q. Why does the University need to acquire the 8,000 acres of land formerly within the area occupied by the Mead Ordnance Plant in Saunders County?

A. The Mead land, if and when acquired, will be transferred to the University, at no cost, by the federal government. This land will greatly enhance agricultural research programs of the Agricultural Experiment Station and the Agricultural Extension Service because parcels of land now available for experimental work adjacent to the College of Agriculture campus do not lend themselves to the work needed for Nebraska agriculture. Among these projects are irrigation, crop breeding, and fertilization.

In addition, the Division of Conservation and Survey will undertake an extensive program designed to gauge the draw-down and recharge of pump irrigation wells.

Q. How much of the increase in the budget proposed by the University for the 1961-1963 biennium would go to the College of Medicine in Omaha?

A. Of the $5.6 million total increase proposed by the University's asking budget, the following items are budgeted directly to the College of Medicine program in Omaha:

Medicine and Nursing — $207,462 for existing programs plus $38,800 for Growth and Development, a total of $246,262.

University Hospital — $137,373 for existing programs plus $124,000 for Growth and Development, a total of $261,373.

These major totals ($246,262 and $261,373) compose a proposed increase of $507,635 directly budgeted to the Omaha campus.

In adition to these directly budgeted items, the College of Medicine in Omaha would also share proportionately in the increase involved in the new retirement program, the increase in cost of physical plant maintenance, and the increase in cost of the libraries.

Q. Why does the University need an additional $365,000 for physical plant operations?

A. As the University's construction continues, under the terms of the state institutional building program, new facilities come into use requiring additional heat, light, and water, in some cases at higher rates; additional maintenance services such as custodians; and additional supplies.

In addition, the University must continue to keep existing facilities in good condition.

Neither the University nor the taxpayer can permit the deterioration of physical plant. Hence, an additional sum of $365,349 is required during the next biennium for these purposes.

Q. Is any tax money used to support intercollegiate athletics at the University?

A. No tax money is used to support the general operations of the intercollegiate athletic program.

Q. What relationship exists between a University which has a good quality faculty with a small turnover rate and the support such an institution might expect to receive from private or federal government sources?

A. There is a direct relationship. During the past two years the University has been much more successful in keeping its faculty. Recognition of this quality in the past two years is seen in the fact that outside grants for research have increased from $800,000 to nearly $3 million. These are grants from foundations, government research agencies, and from industry. These grants were made to Nebraska faculty in competition with faculties at scores of other institutions. The increase in grants obviously indicates an increase in the competence and national regard for our faculty.

Q. How do University salaries compare with salaries in professions and industry for men of the equivalent training?

A. As a rule salaries of professional men and men in industry are much higher than professors teaching in the same field at Nebraska. Here are some examples:

1. **Engineers.** An engineer with a Ph.D. degree can expect a starting salary of $8,000 at Nebraska. In industry he can expect a **starting** salary of $9,800 annually. (U. S. average)

2. **Lawyers.** A lawyer of equivalent training and experience earns an average salary of $10,311 at the University. His counterpart in a law firm earns $13,000. (U. S. average)

3. **Physicists.** A physicist with the Ph.D. degree and the equivalent experience earns on the average $9,000 for the academic year at the University, whereas his counterpart in industry earns $18,000. (U. S. average)

4. **Dentists.** A full-time member of the College of Dentistry staff earns an average of $11,867. A dentist of equivalent training and experience in Nebraska earns $21,377 annually.

5. **Medical doctors.** The medical doctor employed full time at the College of Medicine earns an average annual salary of $12,797. His counterpart in private practice earns a net income (before taxes) of an estimated $20,000.

Q. Why does a full professor at the University require such a high salary and so much higher than other faculty members?

A. The University faculty is composed of four ranks which are, in ascending order: instructor, assistant professor, associate professor, and professor.

To become an **instructor** (the lowest rank) an individual usually is required to have a terminal degree which, in most cases, is a Doctor of Philosophy degree, except in the areas of architecture and Fine Arts where a master's degree is sufficient. In the professional colleges, the professional bachelor's degree may meet the qualifications. Persons are appointed to the instructor level if they have had little or no experience. A bachelor's degree (A.B. or B.Sc.) requires four years of schooling, followed by a master's degree and the Ph.D. which requires another four years of schooling.

To become an **assistant professor** he must have experience in teaching, and the promotion from instructor to assistant professor usually takes from one to three years.

To become an **associate professor** he must have additional experience plus evidence of high quality teaching ability, service within and out of the University, participation in professional organizations, and evidence of creative and research ability. Ordinarily he will have a reputation beyond the University. To reach this rank, it normally takes from three to five years beyond assistant professor.

Ordinarily it requires an individual 10 to 12 years more to rise from the rank of instructor to the rank of professor, and he does so by rising from one to the next, undergoing rigorous observation by his colleagues and meeting certain requirements.

When he becomes a professor, he will possess the following characteristics: (1) high capability as a teacher of both undergraduate and graduate students; (2) a demonstrable record of creative endeavor and scholarly research that entitles him to some national recognition in his specialty; (3) a record of useful citizenship and interest in the standing and quality of his department, his college, and his university.

Q. What happens to the University's old retirement program when the new one becomes operative?

When the new retirement program begins operation, the old one will cease operations. Obligations and benefits accrued under the old program up to that point will remain valid, but no new obligations or benefits will arise thereafter under the old program.

Q. How do the financial responsibilities of the State and University employees under the Nebraska plan for University retirement compare with those of similar programs elsewhere?

The responsibilities of the State (or institution) and employees as outlined in the Nebraska plan are quite comparable with those contained in similar plans. Under the Nebraska plan the State contributes a maximum of 6% of the annual salary of an eligible faculty or administrative staff member and the staff member contributes an equal amount. For eligible classified employees of the University and for Agricultural Extension Service staff members, the State contributes 2-½% and the individual employees contribute an equal percentage from their pay.

In some other institutions the contributions differ in amount and sometimes in distribution of the burden. For example, at the University of Illinois, the State pays 8-½% and the employee pays 6%. Kansas State has just adopted a plan under which, during the first year of operation, the State will pay 5% and the employee 5%. Hastings (Nebr.) College has a plan under which the institution pays 5% and the staff member 5%. The University of Omaha pays 7-½% on salaries above $4200 a year and the employees covered in the category likewise pay 7-½%. For employees whose salaries are less than $4200 per year, the University of Omaha contributes 3-½% and the employees an equal amount. In some institutions the State's (or institutional) share is much larger than that provided by the Nebraska plan. At Purdue (an Indiana state school), for example, the institution pays an 11% contribution on the first $4800 of salary and 15% on all in excess of that amount. The Purdue employees and staff members pay nothing. The University of Colorado likewise has a program which involves no contributions from the staff.

Q. Why is so much emphasis being placed upon the inauguration of a new retirement system for the University?

There are three fundamental reasons:

(a) The old retirement program under which the University has sought to operate for many years is now inadequate and obsolete. The retirement benefits it has provided are far, far below those of most state universities, and the retirement program has become a strong negative factor in the deliberations of prospective staff members whom the University has wanted to employ.

(b) The new funded retirement program is a great step forward in good administration and fiscal planning. It provides for meeting retirement obligations on a "pay-as-we-go" basis and thus enables both the State and the University to budget their retirement obligations as the obligations arise. This was not possible under the old program. The old program acknowledged the mounting obligations but left the responsibility for raising the necessary funds to future legislatures. Furthermore, under the old program there has been no way to accurately determine what the extent of these obligations would be 10, 20, or 50 years hence.

(c) This proposal fulfills the expressed intent of the 1959 session of the Legislature which passed legislation authorizing the funded retirement program of the University.

Q. Does the University ever change its course offerings and what effort is made to avoid wasteful duplication of courses?

A. The courses of study at the University are under continual study by the departments which offer them. These studies are then passed upwards to a university-wide committee of faculty members for further scrutiny before it is submitted for administrative approval. Similarly, there is a standing faculty committee of the university which is concerned solely with the task of eliminating overlapping and duplication of courses between departments.

Q. How do Nebraska county agents' salaries and county home demonstration agents' salaries rank?

A. Nebraska county agents' salaries for 1960 average $7,365 which ranks them 26th among the states of the Union. Nebraska home demonstration agents' salaries in 1960 averaged $6,211 which ranks them 16th among the states of the Union.

Q. What part does the Board of Regents play in the development of the University's biennial budget proposals submitted to the Governor and the Legislature?

A. The Board of Regents of the University of Nebraska is composed of six members who represent as many districts of the state and who seek office on the non-political ballot. They serve without pay and take the same oath of public office as do other elected state officers. The districts they represent include constituencies totaling, on the average, a quarter of a million voters.

The Board makes a detailed study and review of budget requests submitted to it, successively, by the faculty, department chairmen, deans and directors, and finally the Chancellor. In determining the size and scope of the University budget, the Regents carefully weigh the needs of the University in terms of service to the state and nation and, at the same time, in terms of the ability of Nebraska people to support such a program through taxes.

Q. Is there a shortage of college teachers and why is this happening?

A. Enrollments in universities and colleges in America will double by 1970. While the rate of growth at the University of Nebraska may not be this great, the national development will profoundly affect Nebraska's faculty since big-enrollment schools will be recruiting for staff wherever and whenever possible. Estimates are that 468,000 recruits for college teaching must be secured in the 1960's to meet this demand. This is vastly above the current rate of students choosing college teaching as a profession.

Q. How long has the University been doing its accounting on the so-called functional basis?

A. For many years.

Q. What is the Mid-America State Universities Association and how will it affect the University of Nebraska?

A. The Mid-America State Universities Association came into being as a consequence of the increasing costs of certain research equipment, the competition for staff members, and the rapid growth of enrollment. It has these goals:

1. To promote the improvement of specialized facilities and programs at the member institutions and to prevent wasteful duplication.

2. To make specialized and unique educational programs of these universities available at resident fee levels to students on a regional basis.

3. To promote the cooperative use of unusual research facilities among the member universities.

4. To cooperate whenever possible to provide a unified voice in bringing major research and advanced educational facilities and programs to the region.

The cooperating institutions are: Colorado State University, University of Colorado, Iowa State University, State University of Iowa, Kansas State University, University of Kansas, University of Missouri, University of Nebraska, Oklahoma State University, and University of Oklahoma.

Q. How was the rate of staff turnover at the University affected by the salary adjustments provided for in the 1959-1961 appropriation?

A. Salary adjustments made during the current biennium have reduced the rate of staff turnover very significantly. During the current biennium the turnover rate has been reduced to the lowest point in recent years and staff morale has been high.

Q. How can the University justify building an $800,000 building for the Pharmacy College, as it did in 1958, when that college has an enrollment of less than 50 students?

A. This building, Lyman Hall, carries the name of a former Dean of the Pharmacy College and is commonly referred to as "the Pharmacy building." Actually, however, it was built to serve both the Pharmacy College and the Department of Microbiology. The Department now shares the building and utilizes half of the space. Therefore, only half of the $800,000 cost, or $400,000, is properly chargeable to Pharmacy.

The College of Pharmacy just recently changed its course of study so that it now requires five rather than four years to complete. During their first two years of study, Pharmacy students take their course work in the College of Arts and Sciences and are carried on University records as members of Arts and Sciences rather than Pharmacy. Consequently, the Pharmacy enrollment appears to be much lower than it actually is.

June 20, 1961

Mr. President, Mr. Speaker and
Members of the Legislature

Gentlemen and Mrs. Orme:

Nebraska is today carefully examining the road ahead which it inevitably must travel in producing a program of state development. There are a great many milestones ahead of us.

It is my purpose to outline here a status report on one of the facets of the determinations to be made in charting our course. I would like to give you my estimate of the situation of Nebraska in its program of state promotion and to specifically request a re-evaluation of the budget needs for our emerging tourist program.

At the beginning of this administration in January, 1961, we started with the premise that there was a critical need of reawakening state pride—that Nebraskans knew too little about their state—that there was a strong feeling across the state for expanded state promotion—that Nebraska was ignoring a great, ready-made industry of tourism—and that there was a need to coordinate these.

Since that time, we have had a two-day workshop on State Promotion. I have had the additional benefit of the investigation of the 23-member State Promotion Committee. Our recently-completed 1,000 mile, five-day trip through part of Nebraska brought home some very revealing facts about the state—and many of its problems. Out of all this, and from other studies, I have developed some basic beliefs about the requirements of our state promotion program.

We have five major points of consideration in our program of state promotion. I list them below, not necessarily in their order of importance:

1. The tourist promotion budget
2. Establishment of a privately-supported State Promotion Foundation
3. Community activities
4. Access roads
5. Tourist housing accommodations.

The expanded budget for the tourism program is primarily to finance the minimum needs for the dissemination of information about Nebraska. What we propose is to continue the same general job now being done, but also to comply with every request for information about Nebraska. Previously this could not be done because of lack of funds for information material needed.

It is incomprehensible that requests for information about Nebraska must go unaccommodated. It is indeed a sad day when a state as great as Nebraska cannot fulfill these requests. The program that we outline will, at best, only provide general answers and would not finance the varied number and kinds of information pieces to do the job fully.

The second point of consideration is the State Promotion Foundation which we propose to be established. This would provide private funds to supplement state tax funds. This would be for activities other than those outlined in the state tourist budget. I feel quite strongly that the activities outlined in the tourist budget are strictly state government responsibilities.

This brings us to the third point—community activities. There has been a great lack of appreciation of the potential economic benefits to be derived by communities in the development of their historic sites and scenic resources. The basis of any state promotion program depends finally on the cooperation of the local community. However, the job of coordinating all the efforts of all the communities is a state-wide responsibility.

The Motorcoach Tour which we just completed pointed out the critical need for access roads to some of the state's greatest potential tourist development. I believe that LB 635 will provide some funds that can be utilized in some areas for providing access roads to recreation areas. It is imperative that an access roads program be activated without delay. The benefits that will be derived from such a program can and will, in my opinion, more than pay for themselves and provide the State of Nebraska with economic dividends that have thus far been lost to it.

Tourist housing accommodation is a counterpart of the access roads program. However, I believe that private investment will fill the void quickly for the most part when access roads become apparent. There are additional facilities for camping and other minimum facilities which will be provided by the income from LB 208 which was passed by this Legislature this year in the program outlined for that development.

While it is apparent that Nebraska trails most of the states in the nation in state promotion, we do not believe that Nebraska can or should attempt to catch up or overcome this lead in a crash program. While we are developing our long-range program, many opportunities may pass us by. However, we must consider this philosophically and move to close the gap in an orderly and economic manner.

Lest there be any misunderstanding, it is the position of this administration that the key to desirable state promotion depends upon individual community and private business leadership and development. The state, we believe, has the job of coordinating these efforts, serving as a clearing-house of information and ideas, and to provide a central reference for communities to acquire technical assistance.

This philosophy, we believe, was demonstrated by the Workshop where ideas were pooled, problems discussed and planning started.

I would like to add parenthetically at this time that as the direct result of the Workshop and through one of the speakers who participated in the program, Nebraska will host the first National Travel Trailer Rally in August. This will bring to the state for a three-day gathering some 750 to 1,000 families—people who will spend additional days in the state coming to or leaving the Rally and who will be ambassadors for Nebraska.

This will involve: private initiative, state government promotion and community cooperation—a fitting example of the combination that converts a little investment into sizeable returns.

The new budget request of $97,000 for the biennium accompanies this letter. I am convinced that unless we provide a budget that permits the activities outlined in this request Nebraska will be derelict in its obligation to the public requesting information and will cause the state to lose many times over the financial return that can come from this basic program.

Your sincere consideration of this request will be greatly appreciated.

Respectfully submitted,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:s

Nebraska Game, Forestation and Parks Commission

May 18, 1961

1961-1963 TOURIST PROMOTION BUDGET REQUEST

(Revised)

PERSONNEL	**1961-62**	**1962-63**
Salary—		
2 Clerk-typists (mail clerks) at Wildlife Building office	$ 4,800	$ 5,280
1 hostess at State Capitol tourist center	2,760	2,880
3 hostesses at Blair Tourist station, May 30 - Sept. 4	1,155	1,155
1 journalist (6 months) @ $335 first year, $350, 2nd	2,010	2,100
	$10,725	$11,415

Western Clothing—				
1 hostess at State Capitol	85	85		
3 hostesses at Blair @ $50 ea.	150	150		
4 attendants at Travel show @ $50 ea.	200	200		
	$ 435	$ 435		
			$11,160	$11,850
RENT				
Wildlife Building Office	00	00		
State Capitol Building Tourist Center	00	00		
Blair Tourist Station	00	00		
			$11,160	$11,850
MISCELLANEOUS OPERATING EXPENSES				
Telephone, electricity, stationery, etc., @ $35 per month	420	420		
			$11,580	$12,270
PUBLICATIONS				
(SEE PAGES 3 and 4)				
Nebraskaland brochure, 350,000 @ .06 ea.	$21,000	$21,000		
State highway map, 75,000 at $.07 ea.	5,250	5,250		
	$26,250	$26,250		
			$37,830	$38,520
MAILING COSTS				
10 x 13-inch envelopes, 69,332 @ .02 ea.	$ 1,386	$ 1,386		
6 x 9-inch envelopes, 30,669 @ .01 ea.	306	306		
	$ 1,692	$ 1,692		
Postage, $350 per month	$ 4,200	$ 4,200	$43,722	$44,412
VACATION AND TRAVEL SHOWS				
(1 million people)				
Exhibit space—				
Chicago	$ 200	$ 200		

Kansas City	200	200		
Des Moines	150	150		
Wichita	160	160		
St. Louis	185	185		
	895	895		
Exhibit construction	1,500	1,500		
Transportation to and from shows—				
2 cars to and from Chicago @ .03 mi.	68	68		
2 cars to and from St. Louis @ .03 mi.	66	66		
2 cars to and from Kansas City @ .03 mi.	30	30		
2 cars to and from Wichita @ .03 mi.	34	34		
2 cars to and from Des Moines @ .03 mi.	24	24		
	222	222		
Room and Board (13.50 per day per man)				
Chicago—10-day show plus 2 days for travel; 3 men, total 29 days	391	391		
Kansas City—10-day show plus 2 days for travel; 3 men, total 29 days	391	391		
Des Moines—6-day show plus 2 days for travel; 3 men, total 23 days	283	283		
Wichita—6-day show plus 2 days for travel; 3 men, total 23 days	283	283		
St. Louis—10-day show plus 2 days for travel; 3 men, total 29 days	391	391		
	1,739	1,739		
Miscellaneous—electrical hookups, etc.	75	75	$ 4,431	
	4,431	4,431	$48,158	$48,843
TOTAL REQUEST FOR BIENNIUM				$96,996

The committee escorted the Governor from the Chamber.

SUSPEND RULES—Executive Meeting

The pending Lautenschlager motion, found in this Day's Journal, with respect to confidential nature of the committee proceedings at the executive meeting of the Budget Committee this morning, was considered.

Voting in the affirmative, 18:

Adams
Bridenbaugh
Craft
Fleming
Gerhart
Hasebroock
Jensen
Klaver
Lautenschlager
Marvel
Munnelly
Russillo
Skarda
Stryker
Syas
Thompson
Vosoba
Webb

Voting in the negative, 22:

Adamson
Bowen
Brandt
Burbach
Claussen
Diers
Erlewine
Forrester
Kjar
Knight
McCosh
McHugh
Moulton
Nelson
Orme
Rasmussen
Ruhnke
Stalder
Staubitz
Stromer
Waldo
Wylie

Not voting, 3:

Gerdes
Peck
Romans

The Lautenschlager motion lost.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 594. With emergency.

A BILL FOR AN ACT to amend sections 60-1302, 60-1303, and 60-1304, Reissue Revised Statutes of Nebraska, 1943, and section 60-1301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 593, Seventy-second Session, Nebraska State Legislature, 1961, relating to weighing stations; to transfer jurisdiction over weighing stations from the Department of Roads to the Department of Motor Vehicles; to provide for the transfer of books, records, files, and other physical property; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 17:

Claussen
Diers
Fleming
Forrester
Gerhart
Jensen
Kjar
Klaver
Knight
Munnelly
Orme
Skarda
Stalder
Staubitz
Stryker
Syas
Vosoba

Voting in the negative, 23:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Erlewine
Gerdes
Hasebroock
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Rasmussen
Ruhnke
Russillo
Stromer
Thompson
Waldo
Webb
Wylie

Not voting, 3:

Adams
Peck
Romans

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed to pass with the emergency clause attached.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause stricken?' "

Voting in the affirmative, 11:

Diers
Fleming
Jensen
Klaver
Munnelly
Skarda
Stalder
Staubitz
Stryker
Syas
Vosoba

Voting in the negative, 27:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Rasmussen
Ruhnke
Russillo
Stromer
Thompson
Waldo
Webb
Wylie

Not voting, 5:

Adams
Claussen
Kjar
Peck
Romans

Having failed to receive a constitutional majority, the bill failed of passage with the emergency clause stricken.

LEGISLATIVE BILL 724. With emergency.

A BILL FOR AN ACT to amend section 44-1614, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to extend group life benefits to the spouse and children of persons insured under a group policy issued pursuant to section 44-1604 or 44-1605, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Jensen
Nelson
Romans

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 635. With emergency.

A BILL FOR AN ACT relating to roads; to create the Access Road Fund; to provide for the use of such fund, on a matching basis, to assist counties in constructing or improving access roads to state parks, recreation areas, or special use areas; to prohibit such use for any area where motorboating is not allowed or is impossible; to provide procedure and duties for public officials; to amend section 66-462, Reissue Revised Statutes of Nebraska, 1943, and section 66-424.01, Revised Statutes Supplement, 1959, as amended by section 2, Legislative Bill 504, Seventy-second Session, Nebraska State Legislature, 1961; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Vosoba
Waldo
Wylie

Voting in the negative, 3:

Nelson
Thompson
Webb

Not voting, 2:

Erlewine
Romans

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 497. With emergency.

A BILL FOR AN ACT to amend section 19-2101, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide that cities of the first and second class and villages may purchase, construct, maintain and improve garbage facilities beyond the corporate limits without area restriction; to provide conditions and procedure for obtaining sites for garbage facilities outside the corporate limits of such cities and villages and obtaining approval thereof; to provide for appeals; to provide powers for the Department of Health; to grant the power of eminent domain; to provide the manner of operation of such facilities; to provide penalties; to provide for enforcement; to provide for construction of this act; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 1:

Romans

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 480.

A BILL FOR AN ACT to amend section 31-411, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to provide that a drainage district may establish separate areas within the district so as to permit future allocation of costs for particular portions of the work to specific areas; to provide when such method shall not be used or changed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Munnelly

Not voting, 3:

Forrester Hasebroock Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Recess

Mr. President: I move we recess until 2:00 p.m. (Signed) Peter H. Claussen

Mr. Ruhnke moved to amend the Claussen motion to 1:30 p.m. The motion carried.

The Claussen motion prevailed as amended, and at 11:59 a.m., the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Burney presiding.

The roll was called and all members were present except Mr. Romans who was excused.

Visitors

Mr. Wylie introduced Gail L. Sims of Albion.

Mr. Fleming introduced former Congressman A. L. Miller of Kimball. Mr. Miller addressed the Legislature briefly.

Mr. Craft introduced his daughter, Susan.

Member Excused

Mr. Rasmussen was excused for Friday, June 23.

GENERAL FILE

LEGISLATIVE BILL 289. Considered.

Mr. Marvel offered the following amendments:

1. Amend section 13 of the substitute bill, line 92, by striking "410,000.00" and inserting "435,000.00".

2. Amend section 46 of the substitute bill, line 13, by striking "$5,985,000.00" and inserting "$6,104,000.00".

3. Amend section 47 of the substitute bill, line 14, by striking "$27,640,000.00" and inserting "$28,000,000.00".

Mr. Lautenschlager requested unanimous consent for a division of the question, and that amendment 3 be considered first. No objections. So ordered.

Mr. Lautenschlager offered the following amendment:

1. Amend the Marvel amendment 3, by striking "$28,000,000.00" and inserting "$28,250,000.00".

Mr. Lautenschlager requested a record vote.

Voting in the affirmative, 14:

Adams
Bowen
Craft
Jensen
Klaver
Knight
Lautenschlager
McCosh
Orme
Rasmussen
Stalder
Stromer
Vosoba
Waldo

Voting in the negative, 28:

Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Marvel
McHugh
Moulton
Munnelly
Nelson
Peck
Ruhnke
Russillo
Skarda
Staubitz
Stryker
Syas
Thompson
Webb
Wylie

Not voting, 1:

Romans

The Lautenschlager amendment lost.

Mr. Lautenschlager offered the following amendment:

1. Amend the Marvel amendment 3, by striking "$28,000,000.00" and inserting "$27,645,000.00".

Mr. Jensen moved the previous question. The motion prevailed with 40 ayes, 0 nays, and 3 not voting.

Mr. Vosoba Presiding

Mr. Lautenschlager requested a record vote.

Voting in the affirmative, 3:

Bridenbaugh
Erlewine
Lautenschlager

Voting in the negative, 38:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Not voting, 2:

Romans
Russillo

The Lautenschlager amendment lost.

Mr. Marvel moved that amendment 3 be adopted.

Mr. Adamson moved the previous question. The motion prevailed with 27 ayes, 7 nays, and 9 not voting.

Mr. Klaver requested a record vote.

Voting in the affirmative, 32:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
McCosh
McHugh
Moulton
Orme
Peck
Rasmussen
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 10:

Bridenbaugh
Erlewine
Forrester
Knight
Lautenschlager
Marvel
Munnelly
Nelson
Skarda
Wylie

Not voting, 1:

Romans

The Marvel amendment 3 was adopted.

MESSAGES FROM THE GOVERNOR

June 22, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

This is to inform your honorable body that on June 22, 1961, I approved LB 725, LB 719, LB 469, LB 528, LB 460, LB 217, LB 731, LB 729, LB 727, LB 640, LB 656, LB 689, LB 712, LB 46, LB 504, LB 264, LB 3, LB 374, LB 702, LB 693, LB 625, LB 547 and LB 493.

Respectfully,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:jf

June 22, 1961

Mr. President, Mr. Speaker and
Members of the Legislature

Gentlemen and Mrs. Orme:

The Governor has requested that I inform your Honorable Body that he is, of this date, allowing LB 489 to become law without his signature. The Attorney-General's opinion states that this bill is unconstitutional.

As the Governor does not believe that it is the function of the executive head of the government to pass on constitutional questions, and in view of the fact that this Act was passed by a heavy majority of the Legislature, it is his opinion that the decision should be made in the courts. He is therefore respectfully requesting the Attorney-General's office to bring an action for declaratory judgment at his earliest possible convenience to determine the constitutionality of this legislation. He is asking that this action be taken at the earliest possible date to avoid confusion, litigation and expense to both the State of Nebraska and the taxpayers.

Respectfully yours,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:s

June 22, 1961

Mr. President, Mr. Speaker and
Members of the Legislature

Gentlemen and Mrs. Orme:

I am herewith returning LB 622 to your body for further action. It is necessary for me to veto this Act for a number of reasons, among which are the following:

1. Under the provisions of this Act, it would be possible for a consignee to route a shipment in an irregular manner through carriers not properly certificated.

2. It would appear that a carrier could be forced to do business with another carrier who does not file a bond and while not denying the right of collecting on a C. O. D. shipment, withhold the money for long periods of time.

3. While the applicable rate is the shortest mileage, a question arises as to who would pay the extra handling and extra mileage.

4. There is also a question as to the interpretation of "damage" to a consignee if he doesn't get his delivery by his chosen carrier. LB 622 could subject the consignor of shipments to damages if the consignee designates the carrier to be used and the consignor does not follow the routings.

In conclusion, under its present conditions, if made law, carriers could be forced to follow routes via unauthorized carriers, carriers of questionable financial responsibility, and via those who have not fulfilled railway commission requirements. The bill would force carriers to employ devious, unnatural routings involving circuitous routes at the whim of shippers. Legal involvements would inevitably occur resulting in chaotic conditions and great expense to carriers and regulatory bodies.

Respectfully yours,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

FBM:s

GENERAL FILE

LEGISLATIVE BILL 289. Considered.

Mr. Marvel moved that amendment 2 be adopted.

Mrs. Orme requested a record vote.

Voting in the affirmative, 30:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
McCosh
McHugh
Orme
Peck
Rasmussen
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 10:

Fleming
Forrester
Klaver
Knight
Lautenschlager
Marvel
Moulton
Munnelly
Nelson
Skarda

Not voting, 3:

Bridenbaugh
Erlewine
Romans

The Marvel amendment 2 was adopted.

Mr. Diers offered the following amendment:

1. Amend the Marvel amendment 1 to section 13, by striking "435,000.00" and inserting "475,000.00".

President Burney Presiding

Mr. Peck moved the previous question. The motion prevailed with 31 ayes, 8 nays, and 6 not voting.

Mr. Diers requested a Call of the House.

A Call of the House was ordered and showed 42 members present.

Mr. Skarda moved that the Call be raised. The motion prevailed with 40 ayes, 0 nays, and 3 not voting.

Mr. Diers requested a record vote.

Voting in the affirmative, 21:

Adams
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Jensen
Knight
Lautenschlager
McCosh
McHugh
Nelson
Orme
Rasmussen
Ruhnke
Russillo
Staubitz
Stromer
Vosoba
Waldo

Voting in the negative, 21:

Adamson
Bowen
Bridenbaugh
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Marvel
Moulton
Munnelly
Peck
Skarda
Stalder
Stryker
Syas
Thompson
Webb
Wylie

Not voting, 1:

Romans

The Lieutenant Governor having voted "Aye", the Diers amendment was adopted.

Mr. Marvel moved that amendment 1, as amended, be adopted.

Mr. Lautenschlager requested a record vote.

Voting in the affirmative, 22:

Adams
Brandt
Burbach
Claussen
Diers
Erlewine
Hasebroock
Jensen
Knight
Lautenschlager
McCosh
McHugh
Nelson
Orme
Rasmussen
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Vosoba
Waldo

Voting in the negative, 20:

Adamson
Bowen
Bridenbaugh
Craft
Fleming
Forrester
Gerdes
Gerhart
Kjar
Klaver
Marvel
Moulton
Munnelly
Peck
Skarda
Stryker
Syas
Thompson
Webb
Wylie

Not voting, 1:

Romans

The Marvel amendment 1, as amended, was adopted.

Visitor

Mr. Jensen introduced Mr. Conrad Ossian, a member of the House of Representatives of Iowa.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 724. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 724

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) J. W. Burbach

The motion lost.

UNANIMOUS CONSENT—Change of Order

Mr. Syas requested unanimous consent to have LB 721 be considered the first order of business on General File on Monday, June 26. No objections. So ordered.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Joe T. Vosoba

The motion prevailed with 25 ayes, 8 nays, and 10 not voting, and at 4:31 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-SEVENTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, June 23, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Rasmussen who was excused, and Mr. McHugh who was excused until 9:30 a.m.

Corrections for the Journal

Page 1842, line 35, correct the spelling of the word "been".

Page 1846, line 33, delete the word "for" and insert "far".

Page 1847, line 24, delete "challenge" and insert "direct".

Page 1858, line 13, correct the spelling of "Ordnance".

Page 1862, line 29, correct the spelling of "submitted".

The Journal for the One Hundred-sixteenth Day was approved as corrected.

Communications

Joint Resolution 22 adopted by the Legislature of Alabama, forwarded by Mr. J. E. Speight, Secretary of Senate, Alabama, urging Legislatures of the respective states to secure strict adherence to the ninth and tenth amendments to the Constitution of the United States.

Letter from Mr. George H. Brede, President, Nebraska County Assessors' Association, stating the Association's opposition to LB 616 as amended.

Letter from Mrs. Frank Morrison expressing their appreciation of the Wedding Anniversary gift from the Legislature.

UNANIMOUS CONSENT—Mimeograph Communication

Mr. Klaver requested unanimous consent to have mimeographed copies of Mr. George H. Brede's letter prepared and placed on each member's desk.

Mr. Jensen objected.

Mr. Klaver moved that mimeographed copies of the communication be prepared and placed on each member's desk.

The motion lost.

Visitor

Mr. Adamson introduced former Senator Earl Hollenbeck of Long Pine.

Presented to the Governor

Presented to the Governor for approval on June 22, 1961, at 4:30 p.m.: LB 724

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 723. Correctly engrossed.

LEGISLATIVE BILL 411. Correctly engrossed.

LEGISLATIVE BILL 635. Correctly enrolled.

LEGISLATIVE BILL 497. Correctly enrolled.

LEGISLATIVE BILL 480. Correctly enrolled.

(Signed) William B. Brandt, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 52. Re: Legislative Council Study of the Need of More Medical Personnel in Nebraska and Expansion of the University of Nebraska College of Medicine and Creighton University School of Medicine.

Introduced by Peter H. Claussen, 16th District; and Fern Hubbard Orme, 20th District.

WHEREAS, the State of Nebraska is faced with a serious shortage of properly trained medical personnel and especially in the rural areas, and

WHEREAS, in Nebraska in 1940 with a population of one million three hundred fifteen thousand eight hundred thirty-four inhabitants, there were seventy-six graduates of the University of Nebraska College of Medicine, fifty-seven graduates of Creighton University School of Medicine, and ninety-five hospitals with a total of ten thousand two hundred fifty-five beds; fourteen hundred physicians and surgeons served the population of Nebraska, and

WHEREAS, in Nebraska in 1950 with a population of one million three hundred twenty-five thousand five hundred ten inhabitants, there were seventy-six graduates of the University of Nebraska College of Medicine, sixty-three graduates of Creighton University School of Medicine, and one hundred thirty-one hospitals with a total of eleven thousand one hundred ninety-three beds; fifteen hundred eighty-one physicians served the population in Nebraska by sixty-two per cent living in the larger cities and thirty-eight per cent living in other communities, and

WHEREAS, in Nebraska in 1960 with a population of one million four hundred eleven thousand three hundred thirty inhabitants, there were eighty graduates of the University of Nebraska College of Medicine, sixty-five graduates of Creighton University School of Medicine, and one hundred thirty-three hospitals with a total of fourteen thousand two hundred forty-eight beds; fifteen hundred twenty physicians and surgeons served the population in Nebraska by sixty-nine per cent living in the larger cities and thirty-one per cent living in other communities; and

WHEREAS, unless there is a step-up in the number of graduates from the University of Nebraska College of Medicine and Creighton University School of Medicine, more hospitals being built and well equipped, and more physicians and surgeons in Nebraska generally and especially in the rural areas, Nebraska inhabitants will soon be lacking in medical care.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the needs of more medical personnel in Nebraska and recommend a plan that may be worked out on expansion of the University of Nebraska College of Medicine and Creighton University School of Medicine, and what may be done by cooperation with the medical societies and civic workers of the state.

Referred to the Legislative Council Executive Board.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 713. With emergency.

A BILL FOR AN ACT to amend section 23-362, Revised Statutes Supplement, 1959, relating to Indians; to change the amount a county may be reimbursed for feeding Indian prisoners; to provide for an advisory committee and its duties; to provide for the appointment of the members of the advisory committee, their term of office, compensation and expenses; to provide for deputy state sheriffs, their appointment, powers, duties, bond and salary; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 22:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Fleming
Forrester
Gerhart
Hasebroock
Knight
Marvel
Munnelly
Nelson
Russillo
Stalder
Staubitz
Stryker
Thompson
Vosoba

Voting in the negative, 14:

Craft
Gerdes
Jensen
Kjar
McCosh
Moulton
Orme
Peck
Romans
Ruhnke
Stromer
Syas
Webb
Wylie

Not voting, 7:

Erlewine
Klaver
Lautenschlager
McHugh
Rasmussen
Skarda
Waldo

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed to pass with the emergency clause attached.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause stricken?' "

Voting in the affirmative, 22:

Bowen
Bridenbaugh
Burbach
Claussen
Diers
Fleming
Forrester
Gerhart
Hasebroock
Klaver
Knight
Marvel

Munnelly
Nelson
Russillo
Skarda
Stalder
Staubitz
Stryker
Thompson
Vosoba
Waldo

Voting in the negative, 17:

Adams
Brandt
Craft
Gerdes
Jensen
Kjar
Lautenschlager
McCosh
Moulton
Orme
Peck
Romans
Ruhnke
Stromer
Syas
Webb
Wylie

Not voting, 4:

Adamson
Erlewine
McHugh
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 623.

A BILL FOR AN ACT relating to state institutions; to provide that patients in the Beatrice State Home may be transferred to temporarily surplus space in the Lincoln State Hospital and the Norfolk State Hospital; to provide conditions of housing, care, custody, and treatment; to provide for charges for care and maintenance; and to provide procedures and duties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Adams
Adamson
Bowen
Brandt
Claussen
Craft
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
McCosh
Moulton
Munnelly
Nelson
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Stryker
Syas
Thompson
Waldo
Webb
Wylie

Voting in the negative, 11:

Bridenbaugh
Burbach
Diers
Erlewine
Knight
Lautenschlager
Marvel
Orme
Staubitz
Stromer
Vosoba

Not voting, 2:

McHugh
Rasmussen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 433. With emergency.

A BILL FOR AN ACT to amend sections 19-2602, 19-2602.01, 19-2603, 19-2604, 19-2605, 19-2607, 19-2609, 19-2612, 19-2614, 19-2618, 19-2622, 19-2623, 19-2624, 19-2625, 19-2640, 19-2642, 19-2643, and 19-2644, Revised Statutes Supplement, 1959, relating to urban redevelopment in cities of the metropolitan, primary, and first class; to enlarge legislative findings and determinations with respect thereto; to enlarge the powers of an urban renewal authority; to redefine terms and exclude housing authorities from the administration of the act; to provide for coordination of rehabilitation and redevelopment by private enterpises; to provide for a workable program; to provide additional powers and authority; to provide for the certification and levy of a tax, such tax not to exceed three-fourths of one mill per annum on the assessed valuation of all taxable property, except intangible property, and for support by the city; to provide for the financing of an authority or its projects; to require a vote of the people before such tax is levied in a city of the metropolitan class; to remove the election requirement for creation of an authority except at the option of the governing body of a city of the metropolitan class; to repeal the original sections; and to declare an emergency.

Mr. Adams moved that LB 433 be returned to Select File for the following specific amendment:

1. Strike the enacting clause.

The motion lost with 7 ayes, 30 nays, and 6 not voting.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 32:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Munnelly
Orme
Peck
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Thompson
Vosoba
Wylie

Voting in the negative, 9:

Adams
Erlewine
Marvel
Moulton
Nelson
Skarda
Syas
Waldo
Webb

Not voting, 2:

Forrester
Rasmussen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—LB 730

Mr. Moulton requested unanimous consent to have LB 730 held by Enrollment and Review for a few days. No objections. So ordered.

Visitors

Mr. Knight introduced his wife; Mr. Percy Mays of Lincoln; and Mrs. John Geweke and daughter, Marilyn Virginia, of Geneva.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel requested unanimous consent to hold an executive session of the Budget Committee this morning, June 23, in the West Lounge. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Stryker requested unanimous consent to have LB 734 and LB 720 placed at the head of General File.

Mr. Jensen objected.

Members Excused

Messrs. Fleming and Klaver were excused for this afternoon, June 23.

MOTION—LB 622

Mr. President: I move that LB 622 be passed notwithstanding the objection of the Governor. (Signed) Jack Romans

Mr. Vosoba Presiding

Mr. Skarda requested unanimous consent to have the Clerk read the Governor's message, found in the Legislative Journal for the One Hundred-sixteenth Day, vetoing LB 622.

There were no objections, and the Governor's message was read.

Whereupon the Acting President stated: "The question shall be, 'Shall the bill pass, notwithstanding the objection of the Governor?' "

Voting in the affirmative, 30:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Peck
Romans
Ruhnke
Russillo
Stromer
Stryker
Thompson
Waldo
Webb
Wylie

Voting in the negative, 10:

Adams
Jensen
Kjar
Klaver
Munnelly
Orme
Skarda
Stalder
Syas
Vosoba

Not voting, 3:

Claussen
Rasmussen
Staubitz

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed notwithstanding the objection of the Governor.

Visitors

Mr. Peck introduced Mr. and Mrs. William Riley and Mr. and Mrs. Jack Goetz of Omaha.

Speaker Thompson introduced his daughter, Mrs. Angus Garey of Crete.

UNANIMOUS CONSENT—Change of Order

Mr. Knight requested unanimous consent to have LB 720 considered immediately following LB 721 on General File, Monday, June 26. No objections. So ordered.

Members Excused

The members of the Budget Committee were excused at 10:55 a.m.

Mr. Bowen Presiding

GENERAL FILE

LEGISLATIVE BILL 373. Considered.

Mr. Fleming moved that his pending amendments found in the Legislative Journal for the One Hundred-thirteenth Day be adopted.

Mr. Vosoba offered the following amendment which was adopted:

1. Amend the Fleming amendment 2, by striking line 4, and inserting " 'one thousand sixty' and inserting 'two thousand'."

The pending Fleming amendment was adopted as amended with 23 ayes, 6 nays, and 14 not voting.

Messrs. Klaver and Munnelly offered the following amendment which was adopted:

1. Amend section 7, lines 3 and 4, by striking "seven thousand five hundred" and inserting in lieu thereof "six thousand".

Mr. Stromer offered the following amendment which was adopted:

1. Amend section 7, line 2, by striking "five hundred".

Advanced to E and R for review with 26 ayes, 11 nays, and 6 not voting.

Visitors

Mr. Stromer introduced Mrs. Ethel Gillan of Lincoln, Mrs. Doris Fisher of Davenport, Lucille Heming of York, and Mrs. DeLores Becwar of Fairmont.

Mr. Skarda introduced Messrs. Harry R. Meister, George R. Collins and John Chapman.

Mr. Forrester introduced Jeanette Erickson of Burwell, Esther McPherson of Douglas, and Dorthy Bennett and Helen Anderson of Wahoo.

MESSAGE FROM THE GOVERNOR

June 23, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on June 23, 1961, he approved LB 724.

Respectfully,

(Signed) Jo Fisher
JO FISHER
Acting Administrative Assistant

Member Excused

Mr. Skarda was excused for this afternoon, June 23.

Visitor

Mr. Claussen introduced Mr. Walter Sadilak of Schuyler.

Recess

At 12:02 p.m., on a motion by Mr. Ruhnke, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:32 p.m., Speaker Thompson presiding.

The roll was called and all members were present except Messrs. Fleming, Klaver, Rasmussen, and Skarda who were excused.

GENERAL FILE

LEGISLATIVE BILL 289. Considered.

Mr. Ruhnke Presiding

Mr. Marvel offered the following amendments which were adopted:

1. Amend section 1 of the substitute bill, line 42 by striking "Commission" and inserting "Commissioner".

2. Amend section 5 of the substitute bill, line 28 by striking "$1,200.00" and inserting "$1,500.00".

3. Amend section 10 of the substitute bill, line 7 by striking "510,000.00" and inserting "528,000.00".

4. Amend section 13 of the substitute bill by striking lines 10 and 11 and inserting "spections; not to exceed $30,000.00 to administer the costs of the school lunch and school milk programs;",

line 29 by striking "$412,000.00" and inserting "$435,000.00", line 33 by inserting ", and amendments thereto" after "1943", line 64 by striking "750,000.00" and inserting "770,000.00", line 70 by striking "415,000.00" and inserting "425,000.00", and line 192 by inserting "collected during the biennium" after "receipts".

5. Amend section 17 of the substitute bill by striking lines 17 to 21 and inserting the following: "Account No. 362, then appropriate all receipts collected during the biennium, estimated 535,000.00".

6. Amend section 18 of the substitute bill, line 15 by striking "219,000.00" and inserting "232,900.00".

7. Amend section 20 of the substitute bill, lines 63 and 64 by striking "chiropody" and inserting "podiatry", and line 65 by striking "Board" and inserting "Boards".

8. Amend section 20 of the substitute bill by striking lines 76 to 80 and inserting "appropriate all receipts collected during the biennium, estimated $165,000.00".

9. Amend section 22 of the substitute bill, line 14 by striking "245,000.00" and inserting "270,000.00".

10. Amend section 24 of the substitute bill, line 3 by inserting "(1)" before "Salaries", and by inserting after line 11 the following:

"Appropriate from Licenses, Fees, and Cash Funds

(2) Motor Vehicle Operator's License Cash Fund,

Administration of the provisions of Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, reappropriate the unexpended balance on hand as of June 30, 1961, then appropriate all receipts collected during the biennium, no estimate.".

11. Amend section 25 of the substitute bill, line 46 by inserting ", after transferring $150,000.00 to Auditor Account No. 190" after "funds", and line 51 by inserting "the construction of a highway sign shop adjacent to the maintenance office warehouse and shop on the site south of the State Penitentiary, transfer $150,000.00 from Auditor Account No. 189; for", after the word "for".

12. Amend section 25 of the substitute bill by inserting after line 57 the following:

"(4) Grade Crossing Protection Fund, to carry out the provisions of Legislative Bill 504, Seventy-second Session, Nebraska State Legislature, 1961, appropriate all receipts collected during the biennium, no estimate.".

13. Amend section 28 of the substitute bill, line 26 by striking "$10,100,000.00" and inserting "$11,300,000.00".

14. Amend section 29 of the substitute bill, line 15 by striking "432,000.00" and inserting "453,600.00", line 17 by inserting "and modernizing switch gear and entry" after "Capitol", line 20 by striking the period and inserting ", then appropriate 85,000.00".

15. Amend section 30 of the substitute bill, line 24 by inserting "and State Civil Defense Agency" after "Guard", line 42 by inserting ", for equipping, repairing, or remodeling of buildings and plants of the department," after "armories".

16. Amend section 31 of the substitute bill, lines 111 and 112 by striking "Auditor Account No. 879" and inserting "Nebraska Safety Patrolmen's Retirement Fund".

17. Amend section 39 of the substitute bill, line 14 by striking "$69,000.00" and inserting "$74,500.00".

18. Amend section 42 of the substitute bill, line 1 by striking "COMMISSION" and inserting "COMMISSIONER", and line 13 by striking "$18,512.90" and inserting "$21,000.00".

19. Amend section 44 of the substitute bill by inserting after line 93 the following:

"(10) Nebraska Soldiers' and Sailors' Home Building Fund, reappropriate the unexpended balance on hand as of June 30, 1961, in Auditor Account No. 532, then appropriate all receipts collected during the biennium, no estimate.", line 95 by striking "(10)" and inserting "(11)".

20. Amend section 46 of the substitute bill, line 20 by inserting "and improvement" after "purchase".

21. Amend section 47 of the substitute bill, lines 9 to 11 by striking "for the purchase of land at Mead, Nebraska" and inserting "for development and operation of The University of Nebraska agricultural field laboratory at Mead, Nebraska", and line 100 by striking "1961" and inserting "1963".

22. Amend section 55 of the substitute bill, line 7 by inserting before the period the following:

", and which shall include reimbursements for damages, overpayments, and workmen's compensation benefits".

Mr. Marvel offered the following amendment which was adopted:

1. Amend section 31 of the bill by inserting after line 34 the following:

"(5) Salaries, wages, maintenance and other expenses of the State Surveyor and necessary assistants in carrying on the program as provided in Legislative Resolution No. 38, Seventy-second Session, Nebraska State Legislature, 1961, and to be used for no other purpose, appropriate $79,180.00

The State Surveyor shall submit a report showing the progress and financial expenditures to the Legislative Council Committee on the Budget each quarter during the biennium.", line 37 by striking "(5)" and inserting "(6)", line 45 by striking "(6)" and inserting "(7)", line 51 by striking "(7)" and inserting "(8)", line 58 by striking "(8)" and inserting "(9)", line 70 by striking "(9)" and inserting "(10)", line 80 by striking "(10)" and inserting "(11)", line 86 by striking "(11)" and inserting "(12)", line 99 by striking "(12)" and inserting "(13)", line 105 by striking "(13)" and inserting "(14)", line 113 by striking "(14)" and inserting "(15)", and line 126 by striking "(15)" and inserting "(16)".

Mr. Waldo offered the following amendment:

1. Amend section 13, line 42, by striking "$690,000.00" and inserting "$971,000.00".

Mr. Waldo requested a record vote.

Voting in the affirmative, 8:

Burbach
Jensen
McCosh
Orme
Syas
Vosoba
Waldo
Webb

Voting in the negative, 27:

Adamson
Brandt
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Knight
Lautenschlager
Marvel
McHugh
Moulton
Munnelly
Nelson
Peck
Romans
Ruhnke
Russillo
Stalder
Staubitz
Stromer
Stryker
Thompson
Wylie

Not voting, 8:

Adams
Bowen
Bridenbaugh
Claussen
Fleming
Klaver
Rasmussen
Skarda

The Waldo amendment lost.

Mr. Adamson offered the following amendment which was adopted:

1. Amend section 17 of the substitute bill, line 14, by inserting "and including amounts necessary to carry out the provisions of Resolution No. 37," after the second comma.

Advanced to E and R for review with 36 ayes, 0 nays, and 7 not voting.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Budget be permitted to introduce a bill, the purpose of which is to repeal section 68-207, Reissue Revised Statutes of Nebraska, 1943, relating to public assistance. (Signed) Richard D. Marvel, Chairman

Permission to introduce the bill granted with 35 ayes, 0 nays, and 8 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 736. By Committee on Budget, Richard D. Marvel, 31st District, Chairman.

A BILL FOR AN ACT to repeal section 68-207, Reissue Revised Statutes of Nebraska, 1943, relating to assistance.

SUSPEND RULES—LB 736

Mr. President: I move that the rules be suspended and LB 736 be placed on General File. (Signed) Richard D. Marvel

The motion prevailed with 34 ayes, 0 nays, and 9 not voting, and LB 736 was placed on General File.

MOTION—Point of Personal Privilege

Mr. President: I move that I be permitted to speak on a point of personal privilege. (Signed) Marvin Lautenschlager

The motion prevailed with 19 ayes, 8 nays, and 16 not voting.

Mr. Vosoba moved that he be permitted to speak on the same general subject on a point of personal privilege.

The motion prevailed.

MOTION—LB 12

Mr. President: I move that LB 12 be recalled to General File for the following specific amendment. (Signed) Joe T. Vosoba

1. Amend the bill by striking sections 1 to 4 and also striking Standing Committee Amendments 1 to 5.

Amendment pending.

The motion prevailed, and LB 12 was recalled to General File.

GENERAL FILE

LEGISLATIVE BILL 12. The pending Vosoba specific amendment found in this Day's Journal was adopted.

Advanced to E and R for review with 26 ayes, 0 nays, and 17 not voting.

SUSPEND RULES—Appoint Committee

Mr. President: I move that the rules be suspended and the Chair appoint a special committee to investigate the information presented by Mr. Lautenschlager, and that the committee's findings be presented to the Legislature before adjournment, sine die. (Signed) Joe T. Vosoba

Motion pending.

MOTION—Adjournment

Mr. President: I move we adjourn until 10:00 a.m., Monday, June 26. (Signed) William Moulton

Mr. Nelson moved to amend the Moulton motion to 9:00 a.m.

The Nelson motion lost.

The Moulton motion lost with 5 ayes, 26 nays, and 12 not voting.

Members Excused

Mr. Gerdes was excused for Monday, June 26, and Tuesday, June 27.

Messrs. Stryker and Ruhnke were excused for Monday, June 26.

SUSPEND RULES—Appoint Committee

Mr. Vosoba renewed his pending motion, found in this Day's Journal, to suspend the rules and have the Chair appoint a special committee to investigate the Lautenschlager information.

The motion lost with 26 ayes, 9 nays, and 8 not voting.

REPORT—LB 622

Mr. President: Your Assistant Clerk respectfully reports that LB 622, passed notwithstanding the objections of the Governor, was delivered to the Secretary of State this date, June 23, 1961, at 1:57 p.m. (Signed) Francis V. Robinson

Speaker Thompson Presiding

GENERAL FILE

LEGISLATIVE BILL 676. Considered.

Mr. Munnelly offered the following amendments which were adopted:

1. Amend Standing Committee Amendment 1, section 8 by striking lines 3 and 4 and inserting *"section 9 of this act, the stand-"*.

2. Amend Standing Committee Amendment 1, section 12, line 18 by striking "such matter" and inserting *"the activity or matter enumerated in this section"*.

Standing Committee Amendment found in the Legislative Journal for the One Hundredth Day was adopted as amended.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

LEGISLATIVE BILL 130. Considered.

Mr. Waldo offered the following amendment which was adopted:

1. Amend the Burbach amendment, section 1, by inserting after line 52, the following:

"(5) Other age groups and species of livestock, shall be determined by the Tax Commissioner; *Provided,* that registered livestock shall have an actual value of ten per cent in excess of other livestock.".

Mr. Waldo offered the following amendment which was adopted:

1. Amend the Burbach amendment by striking the word "purebred" wherever it appears and insert "registered".

The pending Burbach amendments found in the Legislative Journal for the One Hundred-twelfth Day were adopted as amended.

Advanced to E and R for review with 35 ayes, 0 nays, and 8 not voting.

MOTIONS—Adjournment

Mr. President: I move we adjourn until 9:00 a.m., Monday, June 26, 1961. (Signed) M. M. Forrester

Mr. Romans moved to amend the Forrester motion to 10:00 a.m. The Romans motion lost.

The Forrester motion lost with 14 ayes, 23 nays, and 6 not voting.

Mr. President: I move we adjourn until 9:30 a.m., Monday, June 26, 1961. (Signed) William Moulton

The motion prevailed with 18 ayes, 17 nays, and 8 not voting, and at 4:18 p.m., the Legislature adjourned until 9:30 a.m., Monday, June 26, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-EIGHTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, June 26, 1961

Pursuant to adjournment, the Legislature met at 9:30 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Gerdes, Romans, Ruhnke, Stryker and Wylie who were excused, and Mr. Munnelly who was excused until 10:00 a.m.

Member Excused

Mr. Lautenschlager was excused at 9:30 a.m. for a short period.

The Journal for the One Hundred-seventeenth Day was approved.

Communications

Letter from Speaker Sam Rayburn, House of Representatives, Washington, D. C., acknowledging receipt of LR 40.

Letter from Mrs. Waldorf Engel of Harvard regarding hospital insurance.

Note of appreciation for their wedding gift from Mrs. Angus Garey.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 373. Placed on Select File as amended.

E and R amendments to LB 373:

1. In section 3, line 4, strike "a member" and insert "members"; and in line 6, insert "members of the" after "and".

2. In section 5, lines 9 and 10, strike "general fund of the county" and insert "county general fund".

LEGISLATIVE BILL 433. Correctly enrolled.

LEGISLATIVE BILL 623. Correctly enrolled.

LEGISLATIVE BILL 713. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 635 LB 497 LB 480

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 707.

A BILL FOR AN ACT to amend section 77-1202, Reissue Revised Statutes of Nebraska, 1943, and section 77-1240, Revised Statutes Supplement, 1959, relating to taxation; to change the tax situs of prescribed personal property; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 2:

Stromer
Syas

Not voting, 8:

Adams
Gerdes
Lautenschlager
Munnelly
Romans
Ruhnke
Stryker
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—LB 401

Mr. Vosoba requested unanimous consent to withdraw his pending motion, found in the Legislative Journal for the Sixty-fifth Day, to place LB 401 on General File. No objections. So ordered.

LEGISLATIVE BILL 288. With emergency.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the biennium ending June 30, 1963; to provide for the payment thereof; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Munnelly
Nelson
Orme
Peck
Rasmussen
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 0.

Not voting, 7:

Adams
Gerdes
Lautenschlager
Romans
Ruhnke
Stryker
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitor

Mr. Hasebroock introduced Mr. Al Hugo of West Point.

UNANIMOUS CONSENT—Recall LB 730

Mr. Moulton requested unanimous consent to recall LB 730 to Select File for the following specific amendments:

1. Amend the bill by adding, after section 1, a new section to be known as section 2 and to read as follows:

"Sec. 2. *For the purposes of inspections required by Legislative Bill 196, Seventy-second Session, Nebraska State Legislature, 1961, the director shall have authority to enter into a contract with any municipality under the terms of which such municipality shall perform such inspections and be compensated therefor by the department.*".

2. Amend the bill by renumbering original sections 2 and 3 as sections 3 and 4 respectively.

3. Amend the title, immediately before "to" in line 10, by inserting "to provide authority to contract with any municipality for inspections as prescribed;".

Amendments pending.

There were no objections and LB 730 was recalled to Select File.

SELECT FILE

LEGISLATIVE BILL 730. The pending Moulton specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 721. Considered.

Standing Committee amendment found in the Legislative Journal for the One Hundred-twelfth Day was adopted.

Mr. Skarda offered the following amendment:

1. Amend section 1 of the bill, line 12 by inserting before the period the following:

"*; Provided, that newly developed gas-burning appliances may be merchandised and sold during the period of time in which any such appliances are being introduced to the public; and provided further, that new models of existing appliances shall not be deemed to be newly developed appliances. A gas-burning appliance shall be considered to be in such introductory period of time until the particular type of appliance is used by twenty-five per cent of all the gas customers served by such district*".

Mr. Syas offered the following amendment which was adopted:

1. Amend the Skarda amendment by adding after "district" in the last line the following:

"but such period shall in no event exceed five years from the date of introduction by the manufacturer of the new appliance to the market".

The Skarda amendment was adopted as amended.

Mr. Russillo moved that LB 721 be indefinitely postponed.

Mr. Adamson moved the previous question. The motion prevailed with 18 ayes, 8 nays, and 17 not voting.

The Russillo motion to indefinitely postpone LB 721 lost with 10 ayes, 23 nays, and 10 not voting.

Advanced to E and R for review with 22 ayes, 9 nays, and 12 not voting.

Visitors

Mr. McHugh introduced Mr. and Mrs. Jerry McHugh of Ogallala.

Mr. Stromer introduced Bessie M. Watkin of Lincoln, Mrs. Walter L. Anderson, daughter of former Governor Albinus Nance, and Mrs. Lynne Gamble of Compton, California.

Mr. Skarda introduced Mr. and Mrs. Bill Davis.

LEGISLATIVE BILL 720. Considered.

Standing Committee amendments found in the Legislative Journal for the One Hundred-fourteenth Day were adopted.

Mr. Jensen offered the following amendment which was adopted:

Amend Section 2 of the bill by striking line 5 and inserting:

"be currently engaged in and have had at least ten years' experience in the management of investment funds. This experience shall include the determination of investment policy with respect to securities portfolios of life insurance companies, trust companies, trust departments of national banks, or corporate pension and retirement funds. No person who is or has been during the previous ten years a National Committeeman or woman or a state officer of either of the two major political parties shall be eligible to be a member of the State Investment Board. No member of the State Investment Board shall have any transactions for the State of Nebraska in which such member may have any interest either directly or indirectly. The"

Mr. Syas Presiding

Mr. Jensen moved that LB 720 be advanced to E and R for review.

Motion pending.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 707 on Final Reading. (Signed) John P. Munnelly

Recess

At 11:59 a.m., on a motion by Mr. Klaver, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Speaker Thompson presiding.

The roll was called and all members were present except Messrs. Gerdes, Ruhnke and Stryker, who were excused.

MESSAGE FROM THE GOVERNOR

June 26, 1961

The Speaker and Members
of the Legislature

Gentlemen and Mrs. Orme:

In Legislative Bill 349, which has been passed by the Seventy-second Session of the Nebraska Legislature, the extended time for procuring drivers' licenses was repealed; hence, all drivers' licenses will require renewing as of September 1, 1961. Because of this action I feel that it is necessary that we introduce a bill to again give our citizens a 60-day period of grace for the renewal of these drivers' licenses. It is for this reason that I ask the introduction of this bill.

Respectfully,

(Signed) Dwight W. Burney
DWIGHT W. BURNEY
Acting Governor

DWB:jf

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 737. By Marvin Lautenschlager of Legislative District 30, upon recommendation of the Acting Governor.

A BILL FOR AN ACT to amend section 60-411, Reissue Revised Statutes of Nebraska, 1943, as amended by section 8, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicle operators' licenses; to provide a grace period for obtaining of licenses as prescribed; to repeal the original section; and to declare an emergency.

SUSPEND RULES—LB 737

Mr. President: I move that the rules be suspended and LB 737 be placed on General File. (Signed) Marvin Lautenschlager

The motion prevailed with 30 ayes, 0 nays, and 13 not voting, and LB 737 was placed on General File.

GENERAL FILE

LEGISLATIVE BILL 720. Considered.

Mr. Gerhart moved that LB 720 be indefinitely postponed.

Mr. Brandt moved the previous question. The motion prevailed with 18 ayes, 14 nays, and 11 not voting.

The Gerhart motion to indefinitely postpone LB 720 lost with 11 ayes, 23 nays, and 9 not voting.

Advanced to E and R for review with 23 ayes, 10 nays, and 10 not voting.

Visitors

Mr. McCosh introduced Judy Bartlett of Scottsbluff, Barbara Dutton of Gering and Lon Cunningham of Ansley.

Mr. Waldo introduced Dr. Frank A. Loeffel, who is associated with the University of Kentucky, and his son, Paul.

Presented to the Governor

Presented to the Governor for approval on June 26, 1961, at 2:15 p.m.: LB 635 LB 497 LB 480

(Signed) Martha Haines, Enrolling Clerk

GENERAL FILE

LEGISLATIVE BILL 691. Considered.

Standing Committee amendments found in the Legislative Journal for the One Hundred-seventh Day were adopted.

Mr. McHugh offered the following amendment which was adopted:

1. Amend the title to conform.

Advanced to E and R for review with 27 ayes, 0 nays, and 16 not voting.

LEGISLATIVE BILL 385. Considered.

UNANIMOUS CONSENT—Executive Session

Mr. Munnelly requested unanimous consent to hold an executive session of the Banking, Commerce and Insurance Committee in the West Lounge at this time. No objections. So ordered.

Ease

The Legislature was at ease from 3:11 until 3:29 p.m.

Mr. Munnelly Presiding

GENERAL FILE

LEGISLATIVE BILL 385. Considered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 53. Re: Resignation of John P. Munnelly.

Introduced by Joe T. Vosoba, 23rd District; Hans O. Jensen, 25th District; and J. W. Burbach, 14th District.

WHEREAS, John P. Munnelly who has so faithfully served as a senator in the Nebraska State Legislature since January, 1957, and

WHEREAS, John P. Munnelly has been appointed Postmaster in Omaha, Nebraska, and

WHEREAS, John P. Munnelly is resigning his office as senator to accept such position of Postmaster.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. We express to John P. Munnelly our sincere wishes for a successful future as Postmaster of Omaha, Nebraska and that he carries with him a host of friends who served with him as senators in the Nebraska State Legislature.

Speaker Thompson Presiding

Mr. Vosoba requested unanimous consent to have all members added as co-introducers of LR 53. No objections. So ordered.

Mr. Vosoba moved that the rules be suspended and LR 53 be adopted.

The motion prevailed with 38 ayes, 0 nays, and 5 not voting.

At the request of Mr. Moulton, the members sang, "For He's A Jolly Good Fellow".

Mr. Munnelly addressed the Legislature and expressed his appreciation for the privilege of having served with present and past members of the Legislature.

Speaker Thompson, in behalf of the members, extended best wishes to Mr. Munnelly, and informed the members that a letter of resignation had been received. He stated that receipt of the letter would be acknowledged after adjournment today, June 26.

Visitor

Mr. Gerhart introduced Mr. Elvin E. Harley of Norfolk.

Mr. Munnelly Presiding

GENERAL FILE

LEGISLATIVE BILL 385. Considered.

Standing Committee amendment found in the Legislative Journal for the One Hundred-eleventh Day was adopted.

Mr. Jensen moved that LB 385 be indefinitely postponed.

The motion lost with 6 ayes, 25 nays, and 12 not voting.

Advanced to E and R for review with 28 ayes, 5 nays, and 10 not voting.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE RESOLUTION 3. Recommended indefinitely postponing.

Statement on LR 3:

Legislative Resolution 3 was introduced in order to clear up reports and charges circulating about the practices of the Department of Insurance of Nebraska with reference to insurance companies.

The Resolution provided that the Speaker of the Legislature appoint a committee to inquire into these practices and report in writing to the Legislature as to its findings as well as make any necessary recommendations.

At the request of the Legislature, LR 3 was referred to the Banking, Commerce and Insurance Committee. Several past directors of the Insurance Department and members of the insurance industry appeared voluntarily before the committee in order that the committee obtain further information as to the need for the resolution.

A public hearing was held on February 14 pertaining to LR 3 at which time witnesses testified that the resolution tended to be damaging to the insurance industry but if there were grounds for further inquiry, such action should be taken. Senator Russillo appeared in opposition to the resolution stating that there have been no direct charges made, therefore, the resolution should be indefinitely postponed.

The committee voted by a vote of 5 ayes to indefinitely postpone the resolution but felt that there was some needed legislation in this field and suggested the advantages of forming an interim study committee to more thoroughly make inquiry in many of these areas.

LEGISLATIVE BILL 733. Indefinitely postponed.

(Signed) John P. Munnelly, Chairman

UNANIMOUS CONSENT—Withdraw Motions

Mr. Munnelly requested unanimous consent to withdraw his pending motions to raise LB 430 and LB 224. No objections. So ordered.

Member Excused

Mr. Adamson was excused for Tuesday, June 27, 1961.

Adjournment

Mr. President: I move we adjourn. (Signed) H. K. Diers

The motion prevailed with 18 ayes, 12 nays, and 13 not voting, and at 4:33 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-NINETEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, June 27, 1961

Pursuant to adjournment, the Legislature met at 9:01 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adamson and Gerdes who were excused.

The Journal for the One Hundred-eighteenth Day was approved.

Communication

Letter from Mr. Lawrence A. Guill of Decatur opposing LB 130 and LB 616.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 12. Placed on Select File as amended.

E and R amendments to LB 12:

1. Renumber original sections 5 to 9 as sections 1 to 5 respectively.

2. In renumbered section 1, line 1, strike "Sec." and insert "Section".

3. In renumbered section 4, line 8, strike the comma and show the same as stricken.

4. In renumbered section 5, lines 1 and 2, strike "19-2602.01, 19-2612, 19-2614, 19-2642,".

5. In the title, lines 2 and 3, strike "19-2602.01, 19-2612, 19-2614, 19-2642,".

LEGISLATIVE BILL 289. Placed on Select File as amended.

E and R amendments to LB 289:

1. In section 7, after "1959," in lines 17, 34, 54, and 79, insert "and amendments thereto,"; and in line 62, insert "Department" after "Military".

2. In section 11, line 9, insert "and amendments thereto," after "1959,".

3. In section 13, line 50, strike "section" and insert "sections"; in line 52, insert "and" before "section"; insert a comma at the end of line 101; and in line 209, insert "and amendments thereto," after "1959,".

4. In line 3 of the Adamson General File Amendment to section 17, insert "Legislative" after "of".

5. In section 18, after "1959," in lines 94 and 128, insert "and amendments thereto,".

6. In section 31, line 67, insert a comma after "levy".

7. In section 32, lines 27 and 53, insert "and amendments thereto," after "1959,".

8. In section 39, insert "and amendments thereto," at the end of line 7.

9. In section 47, line 101, strike the semicolon and insert a colon.

10. In line 5 of sections 53 and 54, strike "(1)".

11. In section 56 strike beginning with "Livestock" in line 33 through the second comma in line 36; in line 53, strike "83-201.01" and insert "83-210.01"; in line 54, insert "and amendments thereto," after "1943,"; in line 64, insert ", and amendments thereto" after "1943".

12. In section 60, line 15, insert ", and amendments thereto" after "1943".

LEGISLATIVE BILL 288. Correctly enrolled.

LEGISLATIVE BILL 707. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Visitors

Mrs. Orme introduced Mr. Hubert Moyer, Teacher, and twenty-seven Fifth Grade students of Bancroft School, University of Nebraska.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 433 LB 623 LR 53 LB 288 LB 707

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 726. With emergency.

A BILL FOR AN ACT to make appropriations for the payment of claims filed against the State of Nebraska in the office of the Auditor of Public Accounts or the secretary of Sundry Claims Board, not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Adamson
Gerdes
Jensen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 732.

A BILL FOR AN ACT to amend section 83-352, Revised Statutes Supplement, 1959, relating to the state mental hospitals; to provide the method of determining the cost of maintaining patients in the state hospitals and the Nebraska Psychiatric Institute as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams
Bowen
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 1:

Brandt

Not voting, 3:

Adamson
Gerdes
Jensen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 713

UNANIMOUS CONSENT—LB 578

Mr. Bridenbaugh requested unanimous consent to consider LB 578 on Select File today, June 27. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 373. E and R amendments found in the Legislative Journal for the One Hundred-eighteenth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Expedite Processing of Bills

Mr. Brandt requested unanimous consent to expedite the processing of bills initially advanced from General File to Enrollment and Review for review. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 578.

Mr. Rasmussen requested unanimous consent that the following amendment be adopted:

1. Amend Standing Committee Amendment 1, line 3 by inserting after "dollars" the following:

"; Provided, that newly developed electrical appliances may be merchandised and sold during the period of time in which any such appliances are being introduced to the public; and provided further, that new models of existing appliances shall not be deemed to be newly developed appliances. An electrical appliance shall be considered to be in such introductory period of time until the particular type of appliance is used by twenty-five per cent of all the electrical customers served by such district, but such period shall in no event exceed five years from the date of introduction by the manufacturer of the new appliance to the local market".

Amendment pending.

Laid over at the request of Mr. McHugh.

Visitors

Mr. Hasebroock introduced Mrs. Edith Fredericks, Leader, and twelve members of the Jolly Neighbor Club of Decatur.

GENERAL FILE

LEGISLATIVE BILL 276. Considered.

Standing Committee amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays, and 11 not voting.

LEGISLATIVE BILL 616.

Mr. Jensen requested unanimous consent to withdraw LB 616.

Request pending. Laid over.

Visitors

Mr. Kjar introduced Mrs. Jack Stuckey and children, Scott and Mary.

LEGISLATIVE BILL 734. Considered.

Mr. Waldo offered the following amendments which were adopted:

1. Amend the bill by adding a new section immediately after section 2 to be known as section 3 and to read as follows:

"Sec. 3. That section 84-710, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

84-710. It shall be unlawful for any executive department, state institution, board or officer acting under or by virtue of any statute or authority of the state, *including the State Racing Commission,* to receive any fees, proceeds from the sale of any public property, or any money belonging to the state or due for any service rendered by virtue of state authority, without paying the same into the state treasury within thirty days of the receipt thereof. The provisions of sections 84-710 and 84-711 shall not apply to money received as proceeds of any fair, exposition or exhibition held by any state board or society. Such money so paid into the treasury shall be withdrawn therefrom or paid out only upon proper voucher and warrant. The head of any institution receiving, from any source, funds to be held in trust and expended for the benefit of any inmate thereof, shall not be required to pay such trust funds into the state treasury as provided herein, but shall, at the end of each month, file with the Auditor of Public Accounts a detailed and attested statement of all such money received and expended by him or her.".

2. Amend original section 3 of the bill by striking line 1 and inserting "Sec. 4. That original sections 81-127 and 84-710, Reissue".

Advanced to E and R for review with 18 ayes, 12 nays, and 12 not voting.

Member Excused

Mr. Erlewine was excused for Wednesday, June 28.

LEGISLATIVE BILL 735. Read and considered.

Advanced to E and R for review with 25 ayes, 1 nay, and 16 not voting.

MOTION—LB 575

Mr. Vosoba renewed his pending motion found in the Legislative Journal for the One Hundred-second Day to place LB 575 on General File.

Mr. Diers Presiding

The motion lost with 11 ayes, 27 nays, and 4 not voting.

Visitors

Mr. Kjar introduced Eric Ray Ericson and twenty-five 4-H Club members from Holdrege.

Mr. Fleming introduced Mr. and Mrs. A. J. Jorgensen of Sidney.

GENERAL FILE

LEGISLATIVE BILL 736. Read and considered.

Advanced to E and R for review with 29 ayes, 0 nays, and 13 not voting.

Visitors

Mr. Vosoba introduced Mr. Bert Stoldorf and son, Bobby, from Geneva.

Ease

The Legislature was at ease from 10:42 until 10:52 a.m.

Speaker Thompson Presiding

UNANIMOUS CONSENT—LB 113

Mr. Bowen requested unanimous consent to recall LB 113 to Select File for the following specific amendment:

1. Amend the bill by striking the Bowen amendment 1 adopted June 21, 1961.

Amendment pending.

There were no objections and LB 113 was recalled to Select File.

UNANIMOUS CONSENT—LB 279

Mr. Bowen requested unanimous consent to recall LB 279 to Select File for the following specific amendment:

1. Amend the bill by striking the Bowen amendment 1 adopted June 21, 1961.

Amendment pending.

There were no objections and LB 279 was recalled to Select File.

SELECT FILE

LEGISLATIVE BILL 113. The pending Bowen specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 279. The pending Bowen specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

SUSPEND RULES—LB 737

Mr. President: I move that the rules be suspended and LB 737 be considered on General File at this time. (Signed) Arnold Ruhnke

The motion prevailed with 30 ayes, 1 nay, and 11 not voting.

Members Excused

Messrs. Diers, Peck, Thompson and Moulton were excused from 11:00 a.m., for the remainder of the morning.

Mr. Stryker Presiding

UNANIMOUS CONSENT—Executive Session

Mr. Marvel requested unanimous consent to hold an executive session of the Budget Committee at 1:00 p.m., today, June 27. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 737. Read and considered.

Mr. Lautenschlager offered the following amendment which was adopted:

1. Amend section 1, lines 7 and 10, by striking "*sixty*" and inserting in lieu thereof "*one hundred twenty*".

Advanced to E and R for review with 24 ayes, 4 nays, and 14 not voting.

Visitors

Mr. Bridenbaugh introduced Major Joe Byron and family from Fairchild Air Force Base, Spokane, Washington; and Major Neil Fouts and family from Wright-Patterson Air Force Base, Dayton, Ohio.

Mr. Syas introduced Mr. John E. Williams, Leader, and twenty members of Benson-Westside Y.M.C.A., Omaha.

Mr. Claussen introduced Mrs. H. Wolpert of Lodi, California.

Members Excused

Messrs. Claussen, Russillo, Stalder, and Klaver were excused for Wednesday, June 28, 1961.

MOTION—Adjournment

Mr. President: I move we adjourn until 10:30 a.m., Wednesday, June 28, 1961. (Signed) Sam Klaver

Mr. McHugh moved to amend the Klaver motion to 9:00 a.m. The McHugh motion prevailed.

The Klaver motion prevailed as amended, and at 11:59 a.m., the Legislature adjourned until 9:00 a.m., Wednesday, June 28, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED-TWENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, June 28, 1961

Pursuant to adjournment, the Legislature met at 9:05 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Claussen, Erlewine, and Stalder who were excused.

The Journal for the One Hundred-nineteenth Day was approved.

Communications

Letter to Speaker Thompson from Mr. Frank B. Ellis, Director of the Office of Civil and Defense Mobilization, commending the Legislature for the adoption of LB 169.

Letter from Representative Dave Martin acknowledging receipt of LR 40.

Telegram from Mr. Harry Newill, Chairman, Burt County Board of Supervisors, stating the Board's opposition to LB 130 and LB 616.

Telegram from Mr. Charlie Stepanek, Secretary of the Q Street Merchants Association, Omaha, recommending William A. Blessie to fill the vacancy in the 8th District.

Letters Relative to Resignation

Speaker Thompson announced that communications relative to the resignation of Senator John P. Munnelly of the 8th Legislative District would be read and printed in the Legislative Journal.

The Clerk read the following letters:

June 26, 1961

Honorable Don Thompson
Speaker and Acting President
Nebraska State Legislature
State House
Lincoln, Nebraska

Dear Mr. Speaker:

I submit herewith my resignation as a member of the Nebraska State Legislature for Legislative District No. 8, effective as of 7:30 p.m. this date, June 26, 1961.

With kindest personal regards, I remain

Yours very truly,

(Signed) John P. Munnelly
JOHN P. MUNNELLY

eg

June 26, 1961

Senator John P. Munnelly
8th Legislative District
State House
Lincoln, Nebraska

Dear Senator Munnelly:

Receipt is acknowledged of your letter of this date rendering your resignation as a member of the Nebraska State Legislature to be effective as of 7:30 p.m. this date, June 26, 1961.

Pursuant to the statutes and in my present capacity as Speaker and Acting President of the Legislature, your resignation is accepted.

Personally, it has been a pleasure to serve with you during the current session and the previous 68th, 69th, 70th and 71st sessions. I am sure I speak for the entire membership in wishing you well in your new assignment.

Sincerely,

(Signed) Don Thompson
DON THOMPSON
Speaker and Acting President
of the Legislature

BMS

June 26, 1961

Honorable Dwight W. Burney
Acting Governor
State of Nebraska
State House
Lincoln, Nebraska

Dear Governor Burney:

I have of this date received the resignation of John P. Munnelly, representing the Legislative District No. 8 as a member of the Nebraska State Legislature to be effective 7:30 p.m., June 26, 1961.

I have acknowledged receipt of Senator Munnelly's letter and have advised him by letter that I have accepted his resignation.

Sincerely,

(Signed) Don Thompson
DON THOMPSON
Speaker and Acting President
of the Legislature

BMS

MESSAGE FROM THE GOVERNOR

June 27, 1961

Speaker Don Thompson and
Members of the Legislature

Gentlemen and Mrs. Orme:

Pursuant to the resignation of State Senator John P. Munnelly of the Eighth Legislative District, I have this day appointed Mr. Eugene Thomas Mahoney of 4956 South 41st Street, of Omaha, to serve in that capacity for the remainder of the term.

Respectfully yours,
(Signed) Dwight W. Burney
DWIGHT W. BURNEY
Acting Governor

DWB:s

Presented to the Governor

Presented to the Governor for approval on June 27, 1961, at 2:30 p.m.: LB 623 LB 713 LB 707 LB 433 LB 288

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 676. Placed on Select File as amended.

E and R amendments to LB 676:

1. In Standing Committee Amendment 1, section 1, line 21, strike the second "*or*".

2. In Standing Committee Amendment 1, section 4, line 11, insert a stricken semicolon after "28-924; and in line 22, strike "Such" and insert "~~such~~ *Such*".

3. In Standing Committee Amendment 1, section 6, line 24, strike "*6 of this act*".

4. In Standing Committee Amendment 1, section 12, line 3, strike "28-920" and insert "~~28-921~~ *28-920*"; in line 4, strike the comma as in the statutes; and in line 17, insert "*or*" before "*news*".

5. In Standing Committee Amendment 1, section 15, line 1, strike "28-924,"; and, after the comma in line 3, insert "and also section 28-924, Reissue Revised Statutes of Nebraska, 1943,".

6. In the title, strike lines 2 to 14, and insert:

"FOR AN ACT to amend sections 28-921, 28-925, and 28-926, Reissue Revised Statutes of Nebraska, 1943, relating to obscenity; to provide for an action to prohibit the sale or distribution, or acquisition with prescribed intent, of any obscene, leud, indecent, or lascivious matter as prescribed; to provide procedures; to provide for injunctions; to provide for declaratory judgments; to provide a standard; to provide for seizure and disposition; to provide a presumption; to make certain acts unlawful; to provide penalties; to provide exceptions; to provide for evidence; to provide for severability; and to repeal the original sections and also section 28-924, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 130. Placed on Select File as amended.

E and R amendments to LB 130:

1. In the Burbach General File Amendment 2, section 3, strike line 18 and insert "sections 77-613 to 77-618, Reissue Revised Statutes of Nebraska, 1943.".

2. In the title, line 5, strike "and"; and in line 6, insert "; to provide for objections and hearings thereon; and to provide for appeals as prescribed" before the period.

LEGISLATIVE BILL 721. Placed on Select File as amended.

E and R amendments to LB 721:

1. In Standing Committee Amendment 1, line 1, strike "*gas-fired*" and insert "*gas-burning*".

2. In the title, line 6, insert "except as prescribed" after "retail".

LEGISLATIVE BILL 720. Placed on Select File as amended.

E and R amendments to LB 720:

1. In section 1, line 1, strike "*So*" and insert "*As*".

2. In renumbered section 14, lines 11 and 12, strike the quotation marks and show the same as stricken.

3. In renumbered section 15, line 7, insert a comma before "and" as in the statutes.

4. In renumbered section 16, line 14, strike "board" and insert "~~board~~ *State Retirement Board*".

5. In renumbered section 18, line 3, strike "also section 80-101" and insert "section 80-401".

6. In the title, line 4, strike "also section 80-101" and insert "section 80-401"; and in line 9, insert "State" after "the".

LEGISLATIVE BILL 691. Placed on Select File as amended.

E and R amendment to LB 691:

1. In the title, line 5, insert "to provide an operative date;" after the semicolon.

LEGISLATIVE BILL 730. Correctly engrossed.

LEGISLATIVE BILL 726. Correctly enrolled.

LEGISLATIVE BILL 732. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 732 LB 726

REPORT ON LEGISLATIVE COUNCIL STUDY RESOLUTIONS

June 28, 1961

Mr. President: The Executive Board of the Legislative Council herewith submits its report, as required by Section 3 of Rule 15 of the Rules of the Nebraska Legislature, on Resolutions 10, 12, 25, and 35.

According to this Rule Resolutions proposing studies by the Legislative Council are to be referred to the Executive Board of the Legislative Council, which Board is to make recommendations that the proposed studies be made or rejected.

The report on these four Resolutions is being made at this time because they call for special appropriations, and if the Legislature decides to adopt the recommendations of the Executive Board and approve the four studies, it will be necessary to amend the Budget Bill at this time to provide for the additional funds. The report of the Executive Board on the other Resolutions proposing Council studies, for which no additional appropriations will be necessary, will be submitted to this body next week.

1. **Legislative Resolution 10.** This Resolution calls for a revision and recodification of the statutes pertaining to the State Railway Commission. A study committee of the Legislative Council set up by the 1959 Legislature recommended that such a revision and recodification be made, it is generally recognized by attorneys and other persons dealing with the Railway Commission that this is a task long overdue, and therefore the Executive Board is recommending that it be undertaken during the coming interim period. An additional appropriation of $5,000 is being recommended for this revision and recodification.

2. **Legislative Resolution 12.** This Resolution calls for a detailed and comprehensive study of all phases of taxation in Nebraska. The Executive Board is of the opinion that such a study is necessary and would provide the Legislature with valuable information and data in considering future changes, if any, in the state's tax structure. An additional appropriation of $30,000 is being recommended for the conduct of this study by the necessary professional and technical personnel.

3. **Legislative Resolution 25.** This Resolution proposes a comprehensive and detailed study into the question of a suitable plan for the retirement of state employees and officers. The Executive Board believes that this study is also necessary, especially in view of the number of bills introduced each session for the establishment of retirement plans for individual state departments. An additional

appropriation of $5,000 is being recommended to provide the necessary actuarial assistance in the conduct of this study.

4. **Legislative Resolution 35.** This Resolution proposes a study of problems in connection with all phases of the generation, transmission, and distribution of public power in the state. The Executive Board recommends that this study be undertaken. It is the Board's opinion that the long-standing controversies and problems existing in the public power structure in Nebraska demand the type of comprehensive study proposed by this Resolution. An additional appropriation of $25,000 is being recommended to carry out the purposes of the Resolution.

Respectfully submitted by,

Executive Board
Nebraska Legislative Council
(Signed) H. K. Diers,
24th District, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 54. Re: Legislative Council Study of Text Books Used in Elementary and Secondary Levels of Education.

Introduced by W. H. Hasebroock, 12th District; and Jack Romans, 29th District.

WHEREAS, the Nebraska State Legislature in 1949 enacted a law requiring the instructors of American citizenship in our schools, and

WHEREAS, a committee of three is to be appointed at the beginning of each school year to carefully examine, inspect, and approve text books used in the teaching of American history and civil government in the school, and

WHEREAS, the text books shall adequately stress the services of the men who achieved our national independence, established our constitutional government and preserved our union, and

WHEREAS, there is evidence that our children are not being taught Americanism as the law requires.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to evaluate and analyze all text books used in the State of Nebraska in the

elementary and secondary levels of education to determine the degree of Americanism in each, develop a criteria by which each shall be measured and judged, and report their finding with recommendations listing text books found to be either acceptable or unacceptable and changes for the purpose of strengthening the law and its intended results.

Mr. Hasebroock requested unanimous consent to add Dale Erlewine, 37th District, as a co-introducer of LR 54. No objections. So ordered.

Referred to the Legislative Council Executive Board.

LEGISLATIVE RESOLUTION 55. Re: Legislative Council Study of Bidding and Other Purchasing Practices Followed by the State of Nebraska.

Introduced by Marvin Lautenschlager, 30th District.

WHEREAS, sections 73-101 to 73-105, and 81-154 to 81-163, provide for contracts to be entered into by the State of Nebraska through competitive bids, and provide for the adoption of specifications, and require that contracts or orders shall be awarded to the lowest and best bidder; and

WHEREAS, pursuant to said statutes the state annually purchases many millions of dollars of supplies, merchandise and equipment; and

WHEREAS, in practice various departments of the state prepare the specifications for equipment desired by such department and submit the same to the State Purchasing Agent who in turn issues the invitation for bids; and

WHEREAS, in many cases the specifications deal with specialized types of merchandise and equipment and the State Purchasing Agent is largely dependent upon the specifications submitted to him; and

WHEREAS, over a period of many years there have been numerous complaints to the effect that specifications have been drafted in such a manner that only one bidder can meet the same and in such a manner that numerous competitors are practically precluded from making bids; and

WHEREAS, such a practice would eliminate competition and result in increased costs to the State of Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to make a study of the practices incident to the preparation of specifications, the notice to bidders and other practices affecting purchases now being followed by the State of Nebraska.

2. That the committee be authorized to secure the services of the office of the Attorney General to assist in making such study.

3. That such committee be directed to make its report and recommendations to the next regular session of the Legislature.

Referred to the Legislative Council Executive Board.

LEGISLATIVE RESOLUTION 10.

Mr. Bridenbaugh moved that the report on LR 10, and LR 10 be adopted. The motion prevailed with 33 ayes, 0 nays, and 9 not voting.

Communication

June 28, 1961

Mr. Hugo Srb
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Srb:

We enclose a certificate of the appointment of Eugene Mahoney as a Member of the Nebraska State Legislature from the Eighth District.

Very truly yours,

(Signed) Frank Marsh
FRANK MARSH
SECRETARY OF STATE

FM/dbw
encl

CERTIFICATE OF APPOINTMENT
STATE OF NEBRASKA
Department of State

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that Eugene Mahoney has been appointed a Member of the Nebraska State Legislature from the Eighth Legislative District, for the unexpired term of John P. Munnelly, resigned, for the term beginning January 3, 1961, and continuing until his successor is elected and qualified.

I further certify that the foregoing appointment was made by Acting Governor Dwight W. Burney under the authority granted by Section 32-1042 of the Revised Statutes of Nebraska.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this twenty-eighth day of June in the year of our Lord, one thousand nine hundred and sixty-one.

(Signed) Frank Marsh
Secretary of State

(SEAL)

MOTION—Committee to Escort Judge

Mr. President: I move that a committee of three be appointed to escort Judge Robert C. Brower to the Legislative Chamber for the purpose of administering the oath of office to Eugene Mahoney. (Signed) J. O. Peck

The motion prevailed and the Speaker appointed the following to serve on said committee: Peck, Jensen, and Burbach.

MOTION—Committee to Escort Senator-elect Mahoney

Mr. President: I move that a committee of three be appointed to escort Senator-elect Eugene Mahoney to the rostrum to take the oath of office. (Signed) William R. Skarda, Jr.

The motion prevailed.

Mr. Adams requested unanimous consent to have Messrs. Syas, Adams, Klaver, Skarda, Russillo, and Moulton appointed to serve on the committee to escort Senator-elect Eugene Mahoney. No objections. So ordered.

Visitor

Mr. Stryker introduced Jack Bowen of Red Cloud.

Judge Brower was escorted to the rostrum.

Senator-elect Eugene Mahoney was escorted to the rostrum.

MEMBER'S OATH OF OFFICE

State of Nebraska)
) ss
Lancaster County)

I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Nebraska and will faithfully discharge the duties of a member of the Legislature according to the best of my ability, and that I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence, for any vote I may give or withhold on any bill, resolution or appropriation, so help me God.

(Signed) Eugene Mahoney

Sworn to before me this 28th day of June, 1961.

(Signed) Robert C. Brower
Judge, Supreme Court

(SEAL)

Judge Brower was escorted from the Chamber.

Mr. Mahoney addressed the Legislature briefly.

SUSPEND RULES—Committee Assignment

Mr. President: I move that the rules be suspended and that the new member, Eugene Mahoney, be appointed on the committees to which his predecessor, John P. Munnelly, was appointed; and also that Senator Edwin T. McHugh, now vice chairman of the Committee on Banking, Commerce and Insurance, be designated as Chairman of such committee. (Signed) J. O. Peck

The motion prevailed with 40 ayes, 0 nays, and 3 not voting.

MOTION—Statutes and Session Laws

Mr. President: I move that the Clerk furnish the new member, Eugene Mahoney, with the Statutes and Session Laws and other usual supplies. (Signed) William R. Skarda, Jr.

The motion prevailed.

Visitors

Mr. Brandt introduced his son, Robert, and his daughter, Joan.

Mr. McCosh introduced Mrs. R. S. Levander and children of Lincoln.

Mr. Bridenbaugh introduced eleven members of the Public Utilities and Telephone Team from Brazil, who were invited to the United States by the International Cooperation Administration to observe and study labor-management relations and trade union organizations.

Mrs. Orme introduced Professor Robert J. Cranford, University of Nebraska School of Journalism, and twenty students.

Mr. Fleming introduced his wife.

Mr. Peck introduced Mr. E. W. Kahl of Grinnell, Iowa.

Mr. Moulton Presiding

RESOLUTIONS

LEGISLATIVE RESOLUTION 12.

Mr. Knight requested unanimous consent to be added as a co-introducer of LR 12. No objections. So ordered.

Mr. Jensen requested unanimous consent to be added as a co-introducer of LR 12. No objections. So ordered.

Mr. Lautenschlager moved to amend the Report on Resolutions of the Executive Board of the Legislative Council by striking the last line of the report on LR 12, dealing with the $30,000 appropriation.

Speaker Thompson Presiding

Mrs. Orme moved the previous question. The motion prevailed with 26 ayes, 2 nays, and 15 not voting.

The Lautenschlager motion lost with 13 ayes, 21 nays, and 9 not voting.

Mr. Bowen moved that the report on LR 12, and LR 12, be adopted.

The motion prevailed with 25 ayes, 9 nays, and 9 not voting.

LEGISLATIVE RESOLUTION 25.

Mr. Diers moved that the report on LR 25, and LR 25, be adopted.

The motion prevailed with 26 ayes, 1 nay, and 16 not voting.

Mr. Moulton Presiding

LEGISLATIVE RESOLUTION 35.

Mr. Ruhnke moved that the report on LR 35, and LR 35, be adopted.

The motion prevailed with 34 ayes, 0 nays, and 9 not voting.

Member Excused

Mr. Staubitz was excused for this afternoon, Thursday, June 29, and Friday, June 30.

Visitors

Mr. Burbach introduced Chuck and Jimmy Steenson of Lincoln.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel requested unanimous consent to hold an executive session of the Budget Committee at 1:30 p.m., today, June 28. No objections. So ordered.

Member Excused

Mr. McCosh was excused for Thursday, June 29, and Friday, June 30.

Committee Meeting

Mr. Diers announced that there would be a meeting of the Legislative Council Executive Board at 1:00 p.m., today, June 28.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 113. Replaced on Select File as amended.

E and R amendments to LB 113:

1. In Standing Committee Amendment 1, renumbered section 4, line 6, strike "the".

2. In line 38 of section 5, added by Enrollment and Review Amendment 4, adopted June 21, 1961, strike "the State Board of Public Welfare," and show the same as stricken.

3. In Standing Committee Amendment 1, renumbered section 21, strike "*and*" at the end of line 13.

4. In line 5 of Enrollment and Review Amendment 16, adopted June 21, 1961, strike "*23 and 24*" and insert "*22 and 23*".

5. In Standing Committee Amendment 1, renumbered section 25, line 5, strike the colon and insert a semicolon.

LEGISLATIVE BILL 279. Replaced on Select File as amended.

E and R amendments to LB 279:

1. In Standing Committee Amendment 1, section 5, line 7, strike "5" and insert "8".

2. In section 8, added by Enrollment and Review Amendment 2, adopted June 21, 1961, line 42, strike "the State Board of Public Welfare,".

3. In Standing Committee Amendment 1, renumbered section 16, as amended by the Romans General File Amendment adopted June 13, 1961, reinstate "83-113." in line 3.

(Signed) William B. Brandt, Chairman

MOTION—Reconsider Action

Mr. President: I move that we reconsider our action of yesterday, June 27, in failing to adopt the Romans amendment to LB 737.
(Signed) Elvin Adamson

Mr. Adamson requested a Call of the House.

A Call of the House was ordered and showed 37 members present.

Mr. Adamson moved that the Call be raised. The motion prevailed with 30 ayes, 0 nays, and 13 not voting.

The Adamson motion prevailed with 22 ayes, 11 nays, and 10 not voting.

GENERAL FILE

LEGISLATIVE BILL 737.

The Romans amendment considered.

Recess

At 11:59 a.m., on a motion by Mrs. Orme, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:06 p.m., Speaker Thompson presiding.

The roll was called and all members were present except Messrs. Claussen, Erlewine, Hasebroock, Stalder and Staubitz who were excused.

Visitors

Mr. Jensen introduced Messrs. Charles Biber of Kearney, Arthur Burkholder of Bellwood and Donald Hunter of Lincoln.

Ease

The Legislature was at ease from 2:07 p.m. until 2:15 p.m.

GENERAL FILE

LEGISLATIVE BILL 737. Considered.

Mr. Vosoba requested a record vote on the Romans amendment.

Voting in the affirmative, 22:

Adamson
Bridenbaugh
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Lautenschlager
Marvel
McCosh
Mahoney
Nelson
Orme
Peck
Romans
Russillo
Skarda
Stromer
Thompson
Webb
Wylie

Voting in the negative, 13:

Adams
Brandt
Jensen
Kjar
Klaver
Knight
McHugh
Moulton
Rasmussen
Ruhnke
Stryker
Syas
Vosoba

Not voting, 8:

Bowen
Burbach
Claussen
Erlewine
Hasebroock
Stalder
Staubitz
Waldo

The motion prevailed, and the following Romans amendment was adopted:

1. Amend the bill by striking sections 1 to 3 and inserting in lieu thereof the following:

"Section 1. That section 39-7,129, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

39-7,129. When any person who is *issued a probationary license for the period of one year as provided in section 60-407 between* sixteen and twenty years of age has, as disclosed by the records of the *director of motor vehicles until September 20, 1957, thereafter by the* Director of the Department of Motor Vehicles, accumulated a total of eight or more points in any period of one year as set out in section 39-7,128, and, whenever it shall come to the attention of the director that such person or any other person has, as disclosed by the records of such director, accumulated a total of twelve or more points within any period of two years, as set out in section 39-7,128, the director shall summarily revoke (1) the license and privilege of such person to operate a motor vehicle in this state or (2) the privilege, if such operator is a nonresident, of operating a motor vehicle within this state. Such revocation shall be for a period of one year from the date of the signing of the order of revocation or one year from the date of the release of such person from the jail or the penitentiary, whichever is the later, unless a longer period of revocation was directed by the terms of the certified abstract of the judgment of conviction forwarded to the director by the trial court.

Sec. 2. That section 60-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

60-403. Except as herein otherwise provided, no person, resident of the State of Nebraska, shall operate a motor vehicle upon the streets, alleys or public highways of the State of Nebraska until such person shall have obtained a license for that purpose. Application for such an operator's license shall be made under oath or affirmation on uniform blanks prepared and furnished to the county treasurers, examiners of the Department of Motor Vehicles and any local examiners by the Director of the Department of Motor Vehicles. The standard application blanks shall be sufficient in form and content to substantially carry out the purposes of this act. They shall contain, in addition to any other information and questions necessary to comply with the requirements and purposes of this act, the name, age, post-office address, place of residence, date of birth, sex and a brief description of the applicant and the following specific questions: (1) How long a period prior to the date of this application have you operated a motor vehicle? (2) Do you suffer from any physical defects that would detract from normal ability to safely operate a motor vehicle? (3) Have you suffered dismemberment of foot, leg, hand or arm? (4) Are you subject to vertigo or fainting spells? (5) Do you possess, with or without the aid of spectacles, sufficient powers of eyesight to enable you to operate a motor vehicle on the streets, alleys or public highways of this state with a reasonable degree of safety? (6) Are you deaf? (7) Is your hearing seriously impaired? (8) Has your operator's license ever been revoked or suspended, and if so give date and period of suspension and date and period of revocation? ~~The application shall be accompanied by a color photograph of the applicant.~~

Sec. 3. That section 60-404, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

60-404. In and for each county in the State of Nebraska the Director of the Department of Motor Vehicles shall appoint as his agents one or more examiners who shall examine all applicants for license to operate motor vehicles as provided in section 60-408, and may, in his discretion, also appoint one or more examining officers with similar powers as is set forth in section 60-408; *Provided*, the same examiner may be assigned to one or more counties by the director. ~~The examiner shall be authorized to administer oaths.~~ The examiner shall actually conduct the examination of applicants and deliver to each successful applicant a certificate entitling such applicant to secure an operator's license as hereinafter set forth. The examiner shall also check and, if he deems it necessary, examine persons who served in the armed forces of the United States and who are applying for a renewal of their operators' licenses. If such examiner shall find that such a person (1) served in the armed forces of the United States, (2) had an operator's license in this state which was in force on the day of entry into such forces and expired while in such service, (3) has no apparent physical or mental defects at the time of seeking such renewal of such license, and (4) has applied for renewal of such license within thirty days after discharge from the armed forces or his return to this state, whichever is later, he shall issue and deliver to such person a successful applicant's certificate. If the examiner shall refuse to issue such certificate for cause he shall state such cause in writing and deliver the same to the applicant. The successful applicant shall present his certificate to the county treasurer of his county, who shall forthwith ~~accept such application~~ *issue the license to operate a motor vehicle* and collect the fee therefor. The county treasurer shall report the ~~acceptance of such application~~ *issuance of such licenses* to the Department of Motor Vehicles ~~forthwith~~ *within five days.* The director shall furnish to the examiner in every county in this state the blank applications provided for in section 60-403, *and a sufficient supply of blank certificates for successful applicants to cover all probable requirements.*

Sec. 4. That section 60-406, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

60-406. ~~Immediately~~ *The director shall provide each county treasurer with a sufficient number of official motor vehicle operator's license blanks to supply the needs of his county, and immediately* on the presentation to the county treasurer of the certificate for license issued by the examining officer of his county to the applicant for such license, the county treasurer shall forthwith ~~accept such application and report such acceptance to the director for certified issuance of such license, which~~ *issue such license to the applicant and the same* shall be in full force and effect until officially revoked or canceled by the director, or suspended or revoked by a court of competent jurisdiction as set forth in section 60-427.

Sec. 5. That section 60-407, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

60-407. (1) No license to operate a motor vehicle shall be granted to any applicant, *who shall or shall not have possessed an operator's license prior to September 1, 1945,* until such applicant satisfies the examiner that he possesses, with or without the aid of spectacles, sufficient powers of eyesight to enable him to operate a motor vehicle on the highways of this state, with a reasonable degree of safety. If, from the examination given any applicant, it appears that the applicant's powers of eyesight are such that he cannot operate a motor vehicle on the highways of this state with a reasonable degree of safety, the examiner shall require the applicant to present a doctor's or optometrist's certificate to the effect that the applicant has sufficient powers of eyesight for such purpose before issuing a license to such applicant. If the application to operate a motor vehicle required by this act discloses that the applicant for such license suffers from any other physical defect or defects of a character which may affect the safety of operation by such applicant of a motor vehicle, the examiner shall require such applicant to show cause why such license should be granted, and shall require such applicant, through such personal examination and demonstration as may be prescribed by the director, to show the necessary ability to safely operate a motor vehicle on the public highways. If the examiner is satisfied, after such demonstration, that such applicant has the ability to safely operate such motor vehicle, an operator's license may be issued to the applicant subject, at the discretion of the director, to a limitation to operate only such motor vehicles as the license shall designate. The director may, at the request of a law enforcement officer, or when he has reason to believe that such person may be physically or mentally incompetent to operate a motor vehicle or whose driving record appears to the department to justify such examination, give notice to the holder of an operator's license to appear before an examiner for examination to operate a motor vehicle safely. A refusal to appear before an examiner for such examination shall be unlawful. If such license holder cannot qualify at such examination, his operator's license shall be immediately surrendered to such examiner and forwarded to the director who shall cancel his license and privilege to operate a motor vehicle; *Provided,* that a refusal to appear before an examiner for examination after notice to do so or to surrender an operator's license on demand, shall be unlawful and any person failing to surrender his operator's license as required by the provisions of this section shall, upon conviction thereof, be fined in a sum not to exceed five hundred dollars, or imprisoned in the county jail not to exceed thirty days, or both such a fine and imprisonment. No operator's license referred to in this subsection of this section shall, under any circumstances, be issued to any person who has not attained the age of ~~sixteen~~ *twenty* years.

(2) Minors sixteen years of age and over and who have not reached their twentieth birthday shall be issued a probationary license, as referred to in subsection (4) of this section. Each such license shall expire on September 1 of each year and be renewable on that date and shall become delinquent sixty days thereafter.

~~(2)~~ *(3)* Minors who have not attained the age set forth in subsection (1) of this section but are over the age of fourteen years, except within metropolitan, primary, and first-class cities, may be issued, by the county treasurer, a limited permit, as referred to in subsection ~~(3)~~ *(4)* of this section, to drive a motor vehicle to and from the school building where he attends school, by the nearest highway or street from his place of residence, if such child lives a distance of one and one half miles or more from such school. Such limited permit shall be used for the sole purpose of transporting such minor to attend school; *Provided,* such a permit shall not be issued until such minor has appeared before an examiner to demonstrate that he is capable of successfully operating a motor vehicle and has in his possession an examiner's certificate authorizing the county treasurer to issue a school permit. Any such minor desiring such limited permit may first obtain a learner's permit from an examiner, which permit shall be valid for a period of two months. While holding such a permit, the minor may operate a motor vehicle on the highways of this state if he has seated next to him and supervising his operation of the vehicle a person who is a licensed operator and who is also either a parent or guardian of the minor or a person over the age of twenty-one years who is authorized in writing by the minor's parent or guardian to supervise the actions of the minor in operating the vehicle. Prior to issuance of such learner's permit it shall not be required that such minor demonstrate that he is capable of successfully operating a motor vehicle.

(3) *(4)* Each individual, under the age of twenty-one years, who is making an application for his first operator's *or probationary license* or a limited or learner's permit, must furnish proof of age, either by birth certificate or written information signed by one of his parents or his guardian, to show that such applicant has attained the age, respectively, as required by subsections (1) or (2) *, (2), or (3)* of this section. All *probationary licenses and* limited permits issued, as provided by subsection (2) *or (3)* of this section, *respectively,* shall be subject to revocation under the terms of section 60-427, and any minor who shall violate the terms of *such probationary license or* limited permit shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished as provided in section 39-7,127.

(4) *(5)* Any person who shall have attained the age of fifteen and one half years or more may obtain a learner's permit, referred to in subsection (3) *(4)* of this section, from an examiner which shall be valid for a period of six months and he may operate a motor vehicle on the highways of this state if he is accompanied at all times by a licensed operator who is at least twenty-one years of age and who is actually occupying the seat beside the driver. Any person who shall have attained the age of fifteen years may operate a motor vehicle over the highways of the state if he is accompanied at all times by a licensed operator who shall be a high school driver training instructor certified by the Commissioner of Education.

(6) The county treasurer shall collect a fee of one and one half dollars from each successful applicant for an original or renewal probationary license.

Sec. 6. That section 60-408, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

60-408. The county treasurer is hereby authorized to employ such additional clerical help as may be necessary to assist him in the performance of the ministerial duties required of him under this act and, for such additional expense, shall be reimbursed as is hereinafter set out in section 60-409. All licenses first issued under the provisions of this act shall expire on the second birthday of the licensee following the date of issuance. Thereafter all such

~~licenses shall be issued for a period of two years.~~ All of such fees so collected shall be allocated and credited to the several funds as provided in section 60-409. The director may, in his discretion, appoint one or more examining officers in a county, such as sheriffs, chiefs of police, other officials and private citizens whom he deems qualified, who shall have similar rights and duties to those which are given to examiners by this act. Examiners shall personally examine all applicants who do not possess and who cannot present an operator's license and whose licenses have been revoked, canceled or suspended in accordance with rules of the director to ascertain such person's ability to operate a motor vehicle properly and safely. Such examination shall, in addition to the other requisites of this act, include (1) an inquiry into the physical fitness of the applicant to operate a motor vehicle, (2) an inquiry into the applicant's ability to drive and maneuver a motor vehicle, and (3) an inquiry touching upon the applicant's knowledge of the motor vehicle laws of this state, which shall include sufficient questions to indicate familiarity with the provisions thereof; *Provided*, if an applicant is denied or refused a certificate for license by the examiners of his county, such applicant shall have the right to an immediate appeal to the director from the decision of such examiners; and it shall be the duty of the director forthwith to pass upon the appeal and to render a prompt finding, to be made in any event not later than ten days from the receipt of the appeal by the director.

Sec. 7. That section 60-409, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

60-409. The applications for operators' licenses shall be filed with the county treasurer who is required to transmit the same ~~forthwith~~ *weekly* to the Director of Motor Vehicles after approval by the examiner. The application shall be accompanied by a fee of two dollars ~~and fifty cents~~ from each successful applicant for an original or renewal license issued under this act. ~~Fifteen~~ *Ten* cents of each of the original and renewal fees shall be credited forthwith to the general fund of the county and shall be included by the county treasurer in his report of fees as provided by law. The balance of the license fees provided herein shall be remitted by the county treasurer to the State Treasurer and ~~the first fifty cents thereof shall be credited by the State Treasurer to the Motor Vehicle Operator's License Cash Fund which is hereby created and which, when appropriated by the Legislature, shall be used exclusively for the administration of this act, and the balance shall~~ be credited by the State Treasurer to the General Fund.

Sec. 8. That section 60-411, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

60-411. The original motor vehicle operator's license contemplated by this act shall be for the period ~~provided in section 60-408~~ *of two years from September 1, 1947,* and shall be renewable by the licensee *on or before September 1, 1959, and on or before September 1 of each odd-numbered year thereafter; Provided, where an application for a renewal is made within sixty days after the expiration of such license, the applicant will not be required to take the prescribed examination* ~~ninety days prior to the expiration date.~~ *All renewals shall becme due on the first day of September of each odd year beginning September 1, 1947 and delinquent sixty days thereafter.*

Sec. 9. That section 60-412, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

60-412. The director shall assign a distinguishing number to each license issued and shall keep an index record of the same which shall be open to public inspection. The director shall also keep a record of all applications for licenses that are disapproved, indexed by counties, with a brief statement of the reason for disapproval of the application. The motor vehicle operators' license shall be in the form of a card of a size that may be conveniently carried on the person. Each license card shall carry the following statements: Name; age; place of residence; post-office address; a brief personal description of the licensee sufficient for identification; and such other facts and information, not inconsistent with this act, as the director may determine. ~~A color photograph of the licensee shall be placed on each license. Each license shall bear the signature of the Director of Motor Vehicles and the seal of the State of Nebraska.~~

Sec. 10. That section 60-415, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, be amended to read as follows:

60-415. ~~(1)~~ In the event of the loss of a license card by any person duly licensed under the provisions of this act, such person may obtain one duplicate upon filing with the county treasurer an application and affidavit showing such loss. Upon the officer being satisfied that the loss is genuine, he shall *issue,* upon the payment of a fee of ~~one dollar, accept such application and report such acceptance to the director for issuance of~~ *fifty cents* a duplicate license. Such fee shall be handled by the treasurers in the same manner as original or renewal license fees; *Provided,* such duplicate license fee in each instance shall be credited, allocated, and accounted for by the county treasurer as in the cases of original and renewal motor vehicle operators' license fees as provided in section 60-409.

~~(2) Within thirty days after the change of name of any licensee, he shall apply for issuance of a replacement license in the manner and upon payment of the fee provided in subsection (1) of this section.~~

Sec. 11. That original sections 39-7,129, 60-403, 60-404, 60-406, 60-407, 60-408, 60-409, 60-411, 60-412, and 60-415, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, are repealed.

Advanced to E and R for review with 21 ayes, 9 nays, and 13 not voting.

LEGISLATIVE BILL 616.

Mr. Jensen renewed his pending request found in the Legislative Journal for the One Hundred-nineteenth Day to withdraw LB 616.

There were no objections, and LB 616 was withdrawn.

MOTION—LB 433

Mr. President: I move that we request the Governor to return LB 433 to the Legislature for possible reconsideration. (Signed) John Adams, Sr.

The motion lost with 9 ayes, 17 nays, and 17 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 723.

A BILL FOR AN ACT relating to sedition; to outlaw the Communist Party of the United States, its successors or subordinate organizations; to provide what acts shall be sedition against this state; to provide penalties; to provide a disqualification from holding prescribed positions; and to provide for investigations and prosecutions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Mahoney
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 6:

Bowen
Claussen
Erlewine
Hasebroock
Stalder
Staubitz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 411.

A BILL FOR AN ACT relating to education; to define trainable child; to provide for county and state aid for training of trainable children; and to provide for aid by the school district in which such child resides.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 23:

Adams
Bridenbaugh
Burbach
Fleming
Forrester
Gerhart
Jensen
Klaver
McCosh
McHugh
Moulton
Mahoney
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stromer
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 14:

Adamson
Bowen
Brandt
Craft
Diers
Gerdes
Kjar
Knight
Lautenschlager
Marvel
Nelson
Romans
Stryker
Thompson

Not voting, 6:

Claussen	Hasebroock	Staubitz	Syas
Erlewine	Stalder		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitor

Mr. Brandt introduced his daughter, Karen, and his wife, Mrs. Rose Marie Brandt.

SELECT FILE

LEGISLATIVE BILL 578. The pending Rasmussen amendment found in the Legislative Journal for the One Hundred-nineteenth Day was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 12. E and R amendments found in the Legislative Journal for the One Hundred-nineteenth Day were adopted.

Advanced to E and R for engrossment.

SUSPEND RULES—Bills on Select File

Mr. President: I move that the rules be suspended and that we now consider LB 676, LB 721, LB 720, LB 691, LB 113, and LB 279, placed on Select File today. (Signed) William B. Brandt

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

SELECT FILE

LEGISLATIVE BILL 676. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 721. E and R amendments found in this Day's Journal were adopted.

Mr. Syas offered the following amendment which was adopted by unanimous consent:

1. Amend the Syas amendment of June 26, 1961, by inserting the word "local" before the word "market" in line 5.

Mr. Burbach offered the following amendment which was adopted by unanimous consent:

1. Amend the Syas amendment of June 26, 1961, by striking "five" and inserting "seven" before the word "years".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 720. E and R amendments found in this Day's Journal were adopted.

Mr. Knight offered the following amendments which were adopted by unanimous consent:

1. Amend section 10 of the bill by striking lines 28 to 31 and inserting "for immediate purposes, in such securities ~~as are duly authorized or legal investments for investment of funds derived from the sale of school lands by the Board of Educational Lands and Funds,~~ *in accordance with the provisions of section 4 of this act,* and shall sell any such".

2. Amend section 12 of the bill by striking lines 7 to 10 and inserting "immediate purposes, in such securities *in accordance with the provisions of section 4 of this act* ~~as are duly authorized or legal investments for investment of funds derived from the sale of school lands by the Board of Educational Lands and Funds,~~ and shall sell any such".

3. Amend section 15 of the bill by striking lines 12 to 15 and "of Nebraska." in line 14 and inserting "*ment Board* in securities *in accordance with the provisions of section 4 of this act* ~~that are approved for authorized investment of domestic insurance companies under the laws of Nebraska.~~".

4. Amend section 16 of the bill by striking lines 43 and 44 and inserting "*manner provided in section 4 of this act* ~~same type securities authorized for investment of school funds by section 72-202.~~ The director shall advise the".

Mr. Moulton Presiding

Advanced to E and R for engrossment.

LEGISLATIVE BILL 691. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 113. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 279. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 289. E and R amendments found in the Legislative Journal for the One Hundred-nineteenth Day were adopted.

Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1. Amend section 18 of the substitute bill, line 101 by striking "Livestock Sales Ring Fund,", by inserting after line 115 the following:

"(16) Auction Livestock Market Fund,

administration of the provisions of Legislative Bill 197, Seventy-second Session, Nebraska State Legislature, 1961, reappropriate the unexpended balance on hand as of June 30, 1961, then appropriate all receipts collected during the biennium, no estimate.

(17) Economic poisons and devices, for administration of the provisions of Legislative Bill 585, Seventy-second Session, Nebraska State Legislature, 1961, appropriate all receipts collected during the biennium, no estimate.", renumber subdivisions (16) to (29) as subdivisions (18) to (31) respectively.

2. Amend section 44 of the substitute bill, line 12 by inserting ", Central Reception Center, not to exceed $20,000.00" after "Lincoln" and line 15 by striking "$11,218,487.00" and inserting "$11,238,487.00".

3. Amend section 20 of the substitute bill, line 45 by striking "37,600.00" and inserting "43,600.00".

4. Amend section 33 of the substitute bill, line 7 by striking "128,000.00" and inserting "132,400.00".

5. Amend section 34 of the substitute bill, line 8 by striking "$397,000.00" and inserting "$398,000.00".

6. Amend section 30 of the substitute bill, line 9 by striking "23,484.00" and inserting "30,484.00".

7. Amend the Marvel amendment to section 28, line 26 by striking "$11,300,000.00" and inserting "$11,354,000.00".

8. Amend section 14 of the substitute bill line 16 by striking "$750,000.00" and inserting "$756,000.00".

9. Amend the Marvel amendment to section 13 by striking the amendment to lines 10 and 11.

Mr. Marvel requested unanimous consent to have a letter from Dr. F. B. Decker, Commissioner of Education, made a part of the daily Journal. No objections. So ordered.

June 22, 1961

Senator Richard Marvel, Chairman
Budget Committee
State Capitol
Lincoln, Nebraska

Dear Senator Marvel:

May I make one last request of your committee. The Budget Committee has indicated by its action in earmarking a certain sum for the operation of the school lunch and school milk program that it desires to have this program continued. Earmarking funds makes it necessary that separate accounts be set up for them and this only serves to complicate and to increase our bookkeeping procedures.

Since the committee has strongly endorsed the continuation of this program, this office pledges to your committee and to the Legislature that this program will be continued whether the funds are earmarked or not.

With this pledge in mind, I ask your committee to eliminate the earmarking of these funds for that purpose so that we can simplify our bookkeeping procedures for that purpose.

Very truly yours,

(Signed) F. B. Decker
F. B. DECKER
Commissioner of Education

FBD:lc

10. Amend section 20 of the substitute bill line 73 by striking "$16,000.00 of".

13. Amend section 13 of the substitute bill by inserting after line 70 the following:

"(7) School for the Mentally Retarded, salaries, wages, maintenance, and expense of operation, reappropriate the unexpended balance on hand as of June 30, 1961, in Auditor Account No. E306, then appropriate $96,474.00", and renumber subdivisions (7) to (27) as subdivisions (8) to (28) respectively.

14. Amend section 7 of the substitute bill by inserting after line 29 as follows:

"(6) For expenses of state deputy sheriffs for Indian areas, appropriate $31,000.00", and renumbering subdivisions (6) to (9) as (7) to (10) respectively.

15. Amend section 3 of the substitute bill, line 19 by striking "89,200.00" and inserting "191,300.00".

16. Amend section 15 of the substitute bill, line 7 by striking "73,500.00" and inserting "82,300.00".

17. Amend the substitute bill by adding a new section immediately after section 43 to be known as section 44 and to read as follows:

"Sec. 44. STATE INVESTMENT BOARD

Appropriate from General Fund—Property Tax Levy Expenses of the board, including salaries, wages, travel and operating expense, appropriate $46,000.00.".

18. Amend section 1 of the substitute bill by renumbering subdivisions 44 to 66 as 45 to 67 respectively.

19. Amend the substitute bill by renumbering sections 44 to 66 as sections 45 to 67 respectively.

21. Amend section 4 of the substitute bill, line 3 by inserting "(1)" before "Office" and by inserting after line 16 the following:
"(2) Payment compensation of officers of the Legislature and employees, actual traveling expenses of members, postage, and supplies of the Seventy-second Session of the Nebraska State Legislature, 1961, reappropriate the unexpended balances on hand as of June 30, 1961, in Auditor Account Nos. E3, E4, and E5, then appropriate $11,000.00".

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) Fern Hubbard Orme

The motion prevailed with 20 ayes, 12 nays, and 11 not voting, and at 3:57 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED TWENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, June 29, 1961

Pursuant to adjournment, the Legislature met at 9:02 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. McCosh and Staubitz who were excused.

Corrections for the Journal

Page 1936, line 24, delete "operator's" and insert "operators' ".

Page 1939, line 2, delete "parents" and insert "parent".

Page 1942, line 33, correct the spelling of the word "sedition".

The Journal for the One Hundred-twentieth Day was approved as corrected.

Communications

Letters from Representatives Ralph Beermann and Glenn Cunningham acknowledging receipt of LR 40.

Presented to the Governor

Presented to the Governor for approval on June 29, 1961, at 8:00 a.m.: LB 732 LB 726

(Signed) Martha Haines, Enrolling Clerk

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 10 LR 12 LR 25 LR 35

RESOLUTIONS

LEGISLATIVE RESOLUTION 56. Re: Legislative Council Study to Investigate and Determine the Advisability of Continuing the State Tax on Aviation Fuels.

Introduced by William Moulton, 10th District; Michael P. Russillo, 9th District; and Marvin E. Stromer, 19th District.

WHEREAS, there has been a great technical change in the nature of the aviation industry in the fourteen years since the Nebraska laws taxing aviation fuel were last revised, and

WHEREAS, in recent years large numbers of kerosene fueled turbine powered aircraft of long range have been introduced into service in Nebraska by the airlines serving Nebraska, and

WHEREAS, these aircraft consume, compared with gasoline powered aircraft, much larger quantities of kerosene fuels; a fact not considered when Nebraska's aviation fuel tax laws were last revised, and

WHEREAS, it appears that the existing Nebraska aviation fuel tax being levied at the same rate on aviation gasoline and kerosene might result in a disproportionate tax burden on turbine powered aircraft to the detriment of improved and modern Nebraska airline service.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to investigate and determine the advisability of continuing the state tax on aviation fuels in its present form and whether, if the tax should be continued, a lesser tax rate applicable to turbine type fuels would be more equitable and in the best interests of encouraging the development of improved air service in Nebraska, and report to the next regular session of the Legislature with its recommendations.

Mr. Moulton requested unanimous consent to add Fern Hubbard Orme as a co-introducer of LR 56. No objections. So ordered.

Referred to the Legislative Council Executive Board.

UNANIMOUS CONSENT—Recall LB 276

Mr. Lautenschlager requested unanimous consent to have LB 276 recalled to General File from Enrollment and Review (Initial) for the following specific amendment:

1. Amend renumbered section 8 of the bill, line 2, by inserting "as amended by section 1, Legislative Bill 473, Seventy-second Session, Nebraska State Legislature, 1961," after the second comma; and strike lines 20 to 68 and insert:

"3. Prepare your ballots as follows:

(a) Make a cross or other clear intelligible mark in the square to the left of the name of the candidate for whom you wish to vote.

(b) If two or more candidates are to be voted for, for the same office, make such a cross or other clear intelligible mark in the square to the left of the name of each candidate for whom you wish to vote. However, do not vote for more candidates for an office than the ballot indicates are required to fill that office.

(c) When voting on proposals for constitutional amendments, proposals submitted by initiative or referendum, bond issues, or other propositions, indicate your vote by making a cross or other clear intelligible mark in the square to the left indicating your affirmative or negative vote, Yes or No vote, or For or Against vote, as the case may be.

(d) If you wish to vote for any person whose name is not printed on the ballot, write his name in full in the blank space on the ballot under the proper office you wish him to hold~~, and make such a cross or intelligible mark in the square opposite the written name~~. There are no provisions permitting such votes for President or Vice President at a general election or for delegates to a county convention of a political party at a primary election.

4. If you spoil a ballot, return it to a judge of the election board and obtain from him a new ballot, but you cannot get more than a total of four in all.

5. After having marked your ballots, fold them separately so as to conceal the front of the ballot and expose only the written names of the election officials on the back.

6. Hand your ballots to a judge of election who, in your presence, will deposit the ballots in the ballot box, after which you should immediately leave the polling place.

7. Do not take any ballot from the polling place. If you do so you thereby forfeit the right to vote.".

Amendment pending.

There were no objections, and LB 276 was recalled to General File.

GENERAL FILE

LEGISLATIVE BILL 276. Considered.

The pending Lautenschlager specific amendment found in this Day's Journal was adopted.

Advanced to E and R for review with 33 ayes, 1 nay, and 9 not voting.

SELECT FILE

LEGISLATIVE BILL 289.

Mr. Craft requested unanimous consent that the following amendment be adopted:

1. Amend the Marvel amendment to section 28 adopted June 23, 1961, line 2 by striking "$11,300,000.00" and inserting "$10,300,000.00".

Mr. Klaver objected.

Mr. Craft moved that LB 289 be returned to General File for the foregoing specific amendment.

Mr. Craft requested a record vote.

Voting in the affirmative, 7:

Adamson
Brandt
Craft
Erlewine
Romans
Vosoba
Wylie

Voting in the negative, 30:

Adams
Bridenbaugh
Burbach
Diers
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McHugh
Moulton
Mahoney
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Syas
Thompson
Webb

Not voting, 6:

Bowen
Claussen
Forrester
McCosh
Staubitz
Waldo

The Craft motion lost.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel requested unanimous consent to hold an executive session of the Budget Committee at this time. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 385. Placed on Select File as amended.

E and R amendment to LB 385:

1. In section 1, line 40, insert an underscored comma after "Rock"; and in line 56, strike the comma after "*Butler*".

LEGISLATIVE BILL 734. Placed on Select File as amended.

E and R amendments to LB 734:

1. After the second comma in line 2, section 3, insert "as amended by section 1, Legislative Bill 150, Seventy-second Session, Nebraska State Legislature, 1961,"; and in line 13, insert "or of membership contributions to or receipts from miscellaneous sales by the Nebraska State Historical Society" before the period.

2. Strike the Waldo General File Amendment 2.

3. Renumber original section 3 as section 4; in line 2 of renumbered section 4, strike "and"; and in line 5 insert "and section 84-710, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 150, Seventy-second Session, Nebraska State Legislature, 1961," after the third comma.

4. In the title, line 3, strike "and"; in line 6, after the third comma, insert "and section 84-710, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 150, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 10, insert "and to pay receipts into the state treasury" after "control"; and in line 12, strike "section" and insert "sections".

LEGISLATIVE BILL 735. Placed on Select File as amended.

E and R amendment to LB 735:

1. Strike the quotation marks in line 3 of sections 1, 2, and 3, and show the same as stricken.

LEGISLATIVE BILL 736. Placed on Select File.

LEGISLATIVE BILL 578. Replaced on Select File as amended.

E and R amendment to LB 578:

1. In the title, line 5, insert "except as prescribed" immediately before the semicolon.

LEGISLATIVE BILL 373. Correctly engrossed.

LEGISLATIVE BILL 113. Correctly engrossed.

LEGISLATIVE BILL 279. Correctly engrossed.

LEGISLATIVE BILL 723. Correctly enrolled.

LEGISLATIVE BILL 411. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 723 LB 411

Ease

The Legislature was at ease from 10:04 until 10:49 a.m.

Members Excused

Mr. Rasmussen was excused at 10:50 a.m., for the remainder of the day.

Mr. Jensen was excused for Friday, June 30.

Mr. McHugh was excused at 11:09 a.m., for the remainder of the day.

SELECT FILE

LEGISLATIVE BILL 289.

Mr. Marvel offered the following amendments which were adopted by unanimous consent:

11. Amend section 7 of the substitute bill, line 8 by striking "114,000.00" and inserting "126,000.00".

12. Amend section 35 of the substitute bill by striking lines 5 to 7 and "and" of line 8 and inserting "reappropriate all unexpended balances on hand as of June 30, 1961, and appropriate all receipts collected during the biennium; all balances on hand, and all".

20. Amend section 27 of the substitute bill, line 6 by striking "275,000.00" and inserting "289,000.00".

Mr. Moulton Presiding

Mr. Bowen requested unanimous consent for permission to discuss the appropriations relating to tourism. No objections. So ordered.

Mr. Romans moved that the debate cease. The motion prevailed with 32 ayes, 0 nays, and 11 not voting.

Mr. Bowen requested unanimous consent that the following amendment be adopted:

1. Amend section 32 of the substitute bill, line 7 by striking "$25,000.00" and inserting "$97,000.00".

Mr. Nelson objected.

Mr. Bowen moved that LB 289 be returned to General File for the foregoing specific amendment.

MOTION—Recess

Mr. President: I move we recess until 2:00 p.m. (Signed) Frank Nelson

The motion lost with 14 ayes, 23 nays, and 6 not voting.

Mr. Burbach moved to amend the Bowen amendment by striking "$97,000.00" and inserting "$48,500.00" in lieu thereof.

Mr. Vosoba requested a record vote.

Voting in the affirmative, 15:

Adams
Bowen
Brandt
Burbach
Claussen
Craft
Forrester
Jensen
Knight
Orme
Stalder
Stromer
Syas
Vosoba
Waldo

Voting in the negative, 23:

Adamson
Bridenbaugh
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Lautenschlager
Marvel
Moulton
Mahoney
Nelson
Peck
Romans
Ruhnke
Russillo
Skarda
Stryker
Webb
Wylie

Not voting, 5:

McCosh
McHugh
Rasmussen
Staubitz
Thompson

The Burbach amendment lost.

Mr. Vosoba requested a record vote on the Bowen motion.

Voting in the affirmative, 9:

Adams
Bowen
Burbach
Craft
Jensen
Knight
Orme
Vosoba
Waldo

Voting in the negative, 28:

Adamson
Brandt
Bridenbaugh
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Lautenschlager
Marvel
Moulton
Mahoney
Nelson
Peck
Romans
Ruhnke
Russillo
Skarda
Stalder
Stromer
Stryker
Webb
Wylie

Not voting, 6:

McCosh
McHugh
Rasmussen
Staubitz
Syas
Thompson

The Bowen motion lost.

Member Excused

Mr. Waldo was excused for Friday, June 30.

MOTION—Recess

Mr. President: I move we recess until 2:00 p.m. (Signed) Peter H. Claussen

Mr. Wylie moved to amend the Claussen motion to 1:30 p.m. The motion prevailed.

The Claussen motion, as amended, prevailed, and at 12:07 p.m., the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:34 p.m., Speaker Thompson presiding.

The roll was called and all members were present except Messrs. McCosh, McHugh, Rasmussen, and Staubitz who were excused, and Messrs. Bowen and Romans who were excused until 2:35 p.m.

Visitors

Mr. Brandt introduced Mrs. Harvey Neumeister and Miss Nesha Neumeister of Nebraska City.

Mr. Moulton Presiding

SUSPEND RULES—Bills on Select File

Mr. President: I move that the rules be suspended and we consider LB 385, LB 734, LB 735, LB 736, and LB 578 on Select File at this time. (Signed) Arnold Ruhnke

The motion prevailed with 30 ayes, 0 nays, and 13 not voting.

SUSPEND RULES—LB 475

Mr. President: I move that the rules be suspended and LB 475 be withdrawn. (Signed) Marvin E. Stromer

The motion prevailed with 29 ayes, 0 nays, and 14 not voting.

Visitors

Mr. Mahoney introduced Mr. and Mrs. Guftason and niece from Omaha.

UNANIMOUS CONSENT—LB 596

Mr. Waldo requested unanimous consent to withdraw his pending motion to place LB 596 on General File. No objections. So ordered.

Visitors

Mr. Wylie introduced Mr. Charles Keil and former Senator John G. Donner of Elgin.

SELECT FILE

LEGISLATIVE BILL 385. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 734. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 735. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 736. Advanced to E and R for engrossment.

LEGISLATIVE BILL 578. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

Member Excused

Mr. Klaver was excused for Friday, June 30.

SELECT FILE

LEGISLATIVE BILL 130. E and R amendments found in the Legislative Journal for the One Hundred-twentieth Day were adopted.

Mr. Waldo offered the following amendment which was adopted by unanimous consent:

1. Amend General File Amendment 1, of Burbach dated June 16, 1961, section 1, lines 29 and 32 by inserting "and bulls" after "steers", line 42 by inserting "over eighteen months" after "bulls", and line 49 by inserting ", including registered bulls used in commercial herds," after "bulls".

Mr. Burbach offered the following amendment which was adopted by unanimous consent:

1. Amend the bill, section 1, by adding the following:

"(5) The value and weight of all other classes, age groups or species of livestock shall be determined by the Tax Commissioner in the same manner as provided in this Act; *Provided,* that registered livestock shall have an actual value of ten per cent in excess of other livestock.".

Mr. Adamson offered the following amendment which was adopted by unanimous consent:

1. Add at the end of Subsection 4, the following: "That weight of cattle on feed more than eighty days shall be determined by multiplying the weight of their age class as above set out by one hundred and twenty per cent.".

Advanced to E and R for engrossment.

Visitor

Mr. Claussen introduced Mr. Walter R. Johnson, who formerly was a member of the Bi-cameral and Unicameral Legislatures and Attorney General of the State of Nebraska, and is now with the Federal Trade Commission, Washington, D. C. Mr. Johnson addressed the Legislature briefly.

UNANIMOUS CONSENT—Recall LB 720

Mr. Knight requested unanimous consent to have LB 720 recalled from Enrollment and Review (Final) for consideration of the following specific amendments:

1. Amend section 4 of the bill, line 16 by inserting before the semicolon the following:

"*which shall be in such securities as are authorized for investment of funds of domestic life insurance companies under the laws of Nebraska*".

2. Amend section 5 of the bill, line 6 by inserting "*in securities that are approved for authorized investment of domestic life insurance companies under the laws of Nebraska*" after "*act*".

Amendments pending.

There were no objections, and LB 720 was recalled to Select File.

SELECT FILE

LEGISLATIVE BILL 720.

The pending Knight specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

Ease

The Legislature was at ease from 2:38 p.m. until 3:00 p.m.

LEGISLATIVE BILL 289.

Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1. Amend section 7 of the substitute bill, line 49 by inserting "air conditioning of the State Capitol," at the end of line after the comma, line 52 by inserting ", for removal or demolishing existing buildings thereon, for providing temporary parking areas, or for equipping, repairing or remodeling existing buildings for temporary use" after "needs", by striking lines 57 to 60 and inserting "No. 16C," line 64 by striking "twenty" and inserting "eight", by striking lines 66 to 79 and amendments thereto and inserting the following:

"(9) Completion of murals for the State Capitol,

Appropriate eight per cent of six per cent of the
State Institutional and Military Department Building

Fund receipts collected during the biennium in accordance
with the provisions of section 72-1007, Revised Statutes Supplement, 1959, and amendments thereto, estimated".

2. Amend section 25 of the substitute bill, line 37 by inserting "; rentals from land and buildings acquired for highway purposes" after "appropriated".

3. Amend section 30 of the substitute bill, line 44 by inserting ", including $90,000.00 for the states share of construction of State Emergency Control Center" after "armories".

Member Excused

Mr. Jensen was excused at 3:02 p.m. for the remainder of the day.

Mr. Marvel offered the following amendment which was adopted by unanimous consent:

1. Amend original section 44 of the substitute bill, line 17 by inserting "and members" after "secretary", and line 22 by striking "360,000.00" and inserting "393,972.00".

Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1. Amend section 32 of the substitute bill by inserting after line 44 the following:

"(5) Access Road Fund, to be expended as provided by section 2, Legislative Bill 635, Seventy-second Session, Nebraska State Legislature, 1961, no estimate.",

and renumbering subdivision (5) as subdivision (6).

2. Amend section 18 of the substitute bill, line 37 by striking "$215,000.00" and inserting "$290,685.00".

3. Amend section 13 of the substitute bill, line 33 by inserting "and $100,000.00 to carry out the provisions of Legislative Bill 411, Seventy-second Session, Nebraska State Legislature, 1961," before "excess", and line 42 by striking "690,000.00" and inserting "790,000.00".

4. Amend the Marvel Amendment 21, adopted June 28, 1961, by striking "11,000.00" in the last line and inserting "16,000.00".

Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1. Amend section 1 of the bill by inserting after subdivision 24 two new subdivisions to read:

"25. DEPARTMENT OF PUBLIC INSTITUTIONS

26. DEPARTMENT OF PUBLIC WELFARE"

and renumbering subdivisions 25 to 67 as subdivisions 27 to 69 respectively.

2. Amend the substitute bill by adding two new sections immediately after section 24 to be known as sections 25 and 26 and to read as follows:

"Sec. 25. DEPARTMENT OF PUBLIC INSTITUTIONS

Appropriate from General Fund—Property Tax Levy

After the operative date of Legislative Bill 279, Seventy-second Session, Nebraska State Legislature, 1961:

(1) General maintenance of state institutions, including (a) salaries and wages, (b) care and training of spastics, (c) payment of motor vehicle license plates, and (d) mental hygiene clinics at North Platte, Hastings, and Scottsbluff, and not to exceed $75,000.00 for a Southeast Nebraska Clinic at Lincoln, Central Reception Center, not to exceed $20,000.00, transfer the unexpended balance on hand in Auditor Account No. 500

(2) Salaries, wages, and maintenance of office, including salary of secretary of board, and salaries of educational and engineering divisions, transfer the unexpended balance on hand in Auditor Account No. 505.

(3) Administration of the fund for the relief of the blind, and carrying out the purposes for which such fund was established, transfer the unexpended balance on hand in Auditor Account No. 508.

Appropriate from Institutional Fund—Special Levy

After the operative date of Legislative Bill 279, Seventy-second Session, Nebraska State Legislature, 1961:

(4) Special property tax levy apportioned among counties to support the Beatrice State Home, as provided by section 83-226, Reissue Revised Statutes of Nebraska, 1943; and special levies apportioned among counties to support hospitals for the mentally ill, as provided for in section 83-347, Re-

issue Revised Statutes of Nebraska, 1943, transfer the unexpended balances on hand in Auditor Account Nos. 511A, 541A, 571A, 611A, and 631A, and then appropriate all proceeds from collections during the balance of the biennium, estimated $16,975,000.00

Appropriate from State Institutional
and Military Department Building
Fund Levy—Special Levy

After the operative date of Legislative Bill 279, Seventy-second Session, Nebraska State Legislature, 1961:

(5) Institutional Building Fund for the erection, equipping, repairing, or remodeling of buildings and plants, and for the purchase of land for buildings to be used in the administration, operation, and maintenance of the institutions, transfer the unexpended balance on hand in Auditor Account No. 16B, and then appropriate all receipts collected and allocated during the balance of the biennium to the Board of Control under sections 72-1005 to 72-1007, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, estimated .... $ 775,000.00

Appropriate from Licenses, Fees,
and Cash Funds

After the operative date of Legislative Bill 279, Seventy-second Session, Nebraska State Legislature, 1961:

(6) Institutional Cash Funds, salaries, wages, and maintenance, including all mental hygiene clinics and Nebraska Psychiatric Institute, transfer for each institution the unexpended balances on hand, and then appropriate for each institution respectively, all institutional or cash receipts collected during the balance of the biennium, estimated 3,844,600.00

(7) Administration of the fund for the relief of the blind, and carrying out the purposes for which such fund was established, transfer the unexpended balance on hand in Auditor Account No. 508C, then appropriate all receipts collected during the balance of the biennium, estimated 2,500.00

(8) Orthopedic Hospital, transfer the unexpended balance on hand in Auditor Account No. 581T, and all receipts of gifts, bequests, and legacies, no estimate.

(9) Institutional Canteen, Amusement, and Welfare Cash Account, transfer the unexpended balance on hand, then appropriate all receipts collected during the biennium, no estimate.

(10) Nebraska Soldiers' and Sailors' Home Building Fund, transfer the unexpended balance on hand in Auditor Account No. 532, then appropriate all receipts collected during the balance of the biennium, no estimate.

Appropriate from Federal Funds

After the operative date of Legislative Bill 279, Seventy-second Session, Nebraska State Legislature, 1961:

(11) Administration Fund for relief of blind, transfer the unexpended balance on hand in Auditor Account No. 508F, then appropriate all receipts collected during the biennium, estimated .... $ 176,810.00

Sec. 26. DEPARTMENT OF PUBLIC WELFARE

Appropriate from General Fund—Property Tax Levy

After the operative date of Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961:

(1) Child welfare services, boarding home care, and crippled children services, transfer the unexpended balance on hand in Auditor Account No. 353.

(2) Home for Children, transfer from Auditor Account No. 500, $434,250.00.

(3) State-county financial participation in administrative costs of child welfare services, county crippled children services, and county services to state institutions, transfer the unexpended balance on hand in Auditor Account No. 358.

(4) Old age assistance, aid to dependent children, blind assistance, and aid to the disabled including administrative costs, salaries, wages, and maintenance, transfer the unexpended balances on hand in Auditor Account Nos. 351G and 352G.

Appropriate from Licenses, Fees and Cash Funds

After the operative date of Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961:

(5) Commodity Salvage Fund, transfer the balance on hand in Auditor Account No. 354, then appropriate all receipts collected during the biennium, estimated .... $ 600.00

(6) Katie Darby Fund, transfer the unexpended balance of appropriated principal and interest on hand in Auditor Account No. 357.

Appropriate from Federal Funds

After the operative date of Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961:

(7) State Assistance and Child Welfare, salaries, wages, maintenance, and aid, transfer the unexpended balances on hand in Auditor Account Nos. 351A and 352A, then appropriate all receipts collected during the biennium, estimated 25,700,000.00

(8) Crippled children, salaries, wages, maintenance, and aid, transfer the unexpended balance on hand in Auditor Account No. 355A, then appropriate all receipts collected during the biennium, estimated .... $ 300,000.00

(9) Child welfare, salaries, wages, maintenance, and aid, transfer the unexpended balance on hand, then appropriate all receipts collected during the biennium, estimated .... 300,000.00".

3. Renumber sections 25 to 66 as sections 27 to 69.

4. Amend original section 28 of the substitute bill by inserting after the subdivision number in lines 5, 11, 19, 31, 37, 44, 51, and 58 the following:

"Until the operative date of Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961,".

6. Amend original section 44 of the substitute bill by inserting after the subdivision number in lines 4, 16, 23, 31, 49, 66, 76, 88, and 94 the following:

"Until the operative date of Legislative Bills 113 and 279, Seventy-second Session, Nebraska State Legislature, 1961,".

7. Amend original section 56 of the substitute bill, line 40 by inserting "until the operative date of Legislative Bills 113 and 279, Seventy-second Session, Nebraska State Legislature, 1961, then the Department of Public Institutions and Department of Public Welfare, as the case may be" after "Control", lines 46 and 90 by inserting "until the operative date of Legislative Bill 279, Seventy-

second Session, Nebraska State Legislature, 1961, then the Department of Public Institutions" after "Control", and line 108 by inserting "until the operative date of Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, then the Department of Public Welfare" after "Control".

8. Amend the Marvel Amendment 19 adopted June 23, 1961 by inserting in line 3 after "(10)" "Until the operative date of Legislative Bill 279, Seventy-second Session, Nebraska State Legislature, 1961,".

Advanced to E and R for engrossment.

Members Excused

Messrs. Ruhnke, Wylie, Russillo, Erlewine and Romans were excused for Friday, June 30.

Adjournment

At 3:40 p.m., on a motion by Mr. Adamson, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED TWENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Friday, June 30, 1961

Pursuant to adjournment, the Legislature met at 9:04 a.m., Speaker Thompson presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Jensen, Klaver, McCosh, Ruhnke, Russillo, Staubitz, Waldo, and Wylie who were excused.

Corrections for the Journal

Page 1959, line 33, delete "160," and insert "16C,".

The Journal for the One Hundred Twenty-first Day was approved as corrected.

Communications

Letter from Senator Carl T. Curtis acknowledging receipt of LR 40, and enclosing a copy of the Congressional Record of June 26, 1961.

Letter from Mr. Grant C. Freeman, City Clerk-Treasurer, Fremont, enclosing Resolution adopted by the City Council commending the Legislature for the passage of LB 723.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 737. Placed on Select File as amended.

E and R amendments to LB 737:

1. In the Lautenschlager General File Amendment 1, line 2 of sections 1, 2, 4, 5, 6, 7, 8, 9, and 10, strike "3" and insert "1", "2", "4", "5", "6", "7", "8", "9", and "10", respectively.

2. In the Lautenschlager General File Amendment 1, section 1, strike the new matter in lines 8 and 9.

3. In the Lautenschlager General File Amendment 1, section 5, strike the new matter in lines 6 to 8.

4. In the Lautenschlager General File Amendment 1, section 8, line 9, strike "*1959*" and insert "*1949*".

5. In the Lautenschlager General File Amendment 1, section 11, line 3, insert "all" before "as".

6. In the title, strike lines 2 to 9 and insert:

"FOR AN ACT to amend sections 39-7,129, 60-403, 60-404, 60-406, 60-407, 60-408, 60-409, 60-411, 60-412, and 60-415, Reissue Revised Statutes of Nebraska, 1943, all as amended by Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicle operators' licenses; to restore provisions respecting motor vehicle operators' licenses as they were before the enactment of Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961; to eliminate obsolete matter; and to repeal the original sections.".

LEGISLATIVE BILL 276. Placed on Select File as amended.

E and R amendments to LB 276:

1. In renumbered section 1, line 1, strike "Sec." and insert "Section"; and in line 2, insert "*the*" after "*of*".

2. In Standing Committee Amendment 10, line 1, strike "18" and insert "17".

3. In renumbered section 13, line 2, strike "32-451," and insert "32-453,"; and at the end of line 3, insert "and section 32-451, as amended by section 1, Legislative Bill 473, Seventy-second Session, Nebraska State Legislature, 1961,".

4. In the title, line 2, strike "32-102,"; in line 3, strike "32-451, 32-460," and insert "32-453,"; after the second comma in line 4, insert "and section 32-451, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 473, Seventy-second Session, Nebraska State Legislature, 1961,"; in line 5, strike "and redefine terms" and insert "a term"; in line 17, strike "and counting"; and strike beginning with "to" in line 20, through the semicolon in line 23.

LEGISLATIVE BILL 12. Correctly engrossed.

LEGISLATIVE BILL 691. Correctly engrossed.

(Signed) William B. Brandt, Chairman

UNANIMOUS CONSENT—Recall LB 130

Mr. Burbach requested unanimous consent to recall LB 130 to Select File for the following specific amendment:

1. Amend section 1 by striking therefrom the first Waldo Amendment to the Burbach Amendment appearing in the Legislative Journal for the One Hundred-seventeenth Day.

There were no objections, and LB 130 was recalled to Select File.

SELECT FILE

LEGISLATIVE BILL 130. The pending Burbach specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Recall LB 385

Mr. Stryker requested unanimous consent to recall LB 385 to Select File for the following specific amendment:

1. Amend section 1, line 13, by adding "Polk, Butler, and Saunders"; and delete "Polk, Butler, and Saunders" in lines 55 and 56.

Mr. McHugh objected.

Mr. Stryker moved that LB 385 be recalled to Select File for the foregoing specific amendment.

Mr. Rasmussen moved the previous question. The motion prevailed with 23 ayes, 4 nays, and 16 not voting.

The Stryker motion lost with 9 ayes, 19 nays, and 15 not voting.

SUSPEND RULES—Select File

Mr. President: I move that the rules be suspended and that bills be considered on Select File today. (Signed) William B. Brandt

The motion prevailed with 32 ayes, 0 nays, and 11 not voting.

SELECT FILE

LEGISLATIVE BILL 737. E and R amendments found in this Day's Journal were adopted.

Mr. Lautenschlager offered the following amendments which were adopted by unanimous consent:

1. Amend the bill by adding a new section to be known as section 12 and to read as follows:

"Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, as amended by Enrollment and Review amendment 6, line 14, strike "and"; and in line 14, insert "; and to declare an emergency" after "sections".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 276. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Recall LB 736

Mr. Marvel requested unanimous consent to recall LB 736 to Select File for the following specific amendments:

1. Amend the bill by adding a new section to be known as section 2 and to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 3, insert "; and to declare an emergency" after "assistance".

Amendments pending.

There were no objections and LB 736 was recalled to Select File.

SELECT FILE

LEGISLATIVE BILL 736. The pending Marvel specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

Visitors

Mr. McHugh introduced Mr. and Mrs. Andrews of Bellevue, and Mrs. Scattergood of Omaha.

RESOLUTIONS

LEGISLATIVE RESOLUTION 57. Re: Legislative Council Study of Improvement and Stabilization of Economies of Small Communities.

Introduced by William B. Brandt, 2nd District; Edwin T. McHugh, 3rd District; and J. W. Burbach, 14th District.

WHEREAS, the evolution of technology in the agricultural industry has resulted in the loss of many farm jobs, and

WHEREAS, the loss of said agricultural jobs has also affected businessmen primarily in the smaller communities of the state, and

WHEREAS, such a resulting decline in business and employment has adversely affected the economies of many small communities in Nebraska thereby restricting their opportunities for future economic growth and development, and

WHEREAS, it is in the interest of the State of Nebraska in the maintenance of a sound and conservative government to retain such rural communities as basic to our way of life.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That a committee be appointed by the Legislative Council to investigate ways and means for the improvement and stabilization of the economies of these small communities.

2. That the committee shall investigate the feasibility of a "self-help" program for communities in rural areas of the State of Nebraska to work closely with the Division of Nebraska Resources and other private agencies interested in the promotion and development of business and industry in the state.

Mr. Brandt requested unanimous consent that the following be added as co-introducers of LR 57: H. L. Gerhart, 15th District; Dale Erlewine, 37th District; Hal Bridenbaugh, 13th District; W. H. Hasebroock, 12th District; Elvin Adamson, 40th District; George C. Gerdes, 41st District; and George H. Fleming, 43rd District. No objections. So ordered.

Referred to the Legislative Council Executive Board.

Members Excused

Mr. Claussen was excused from 10:30 a.m., for the remainder of the day.

Mr. Erlewine was excused at 9:50 a.m., for the remainder of the day.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 720. Replaced on Select File as amended.

E and R amendments to LB 720:

1. In the Knight Unanimous Consent Amendment 1, adopted June 28, 1961, line 1, strike "section 10" and insert "renumbered section 11"; and in line 2, strike "such" and show the same as stricken.

2. In the Knight Unanimous Consent Amendment 2, adopted June 28, 1961, line 1, strike "section 12" and insert "renumbered section 13"; and in line 2, strike "such" and show the same as stricken.

3. In the Knight Unanimous Consent Amendment 3, adopted June 28, 1961, line 1, strike "section 15" and insert "renumbered section 16"; and in line 2, strike "to 15" and insert "and 13".

4. In the Knight Unanimous Consent Amendment 4, adopted June 21, 1961, line 1, strike "section 16" and insert "renumbered section 17".

5. In the title, line 16, insert "to change provisions respecting authorized investments;" after the first semicolon.

(Signed) William B. Brandt, Chairman

SELECT FILE

LEGISLATIVE BILL 720. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Recall LB 289

Mr. Marvel requested unanimous consent to recall LB 289 to Select File for the following specific amendments:

1. Amend the Marvel Amendment 2, adopted June 29, 1961, section 26 by adding a new subdivision known as subdivision (7) and to read as follows:

"(7) Home for Children, transfer the unexpended balance on hand in Auditor Account No. 661, then appropriate all receipts collected during the biennium, no estimate.", by renumbering subdivisions (7) to (9) as subdivisions (8) to (10).

2. Amend the Marvel Amendment 7, adopted June 29, 1961, to section 56, line 108 by striking "Bill 113" and inserting "Bills 113 and 279".

Amendments pending.

There were no objections, and LB 289 was recalled to Select File.

SELECT FILE

LEGISLATIVE BILL 289. The pending Marvel specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

Member Excused

Mr. Craft was excused from 11:00 a.m., for the remainder of the day.

Ease

The Legislature was at ease from 9:55 a.m. until 10:27 a.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 289. Replaced on Select File as amended.

E and R amendments to LB 289:

1. In section 1, renumber subdivisions 25 to 43 as subdivisions 27 to 45, respectively; after renumbered subdivision 45, insert a new subdivision to read as follows:

"46 State Investment Board";
and renumber original subdivisions 44 to 66 as subdivisions 47 to 69, respectively.

2. In the Marvel Amendment 1, to section 1, adopted June 29, 1961, strike lines 3 and 4, and insert:

"25 Department of Public Institutions
26 Department of Public Welfare".

3. In the Marvel Amendment 21, to section 4, insert "of" after "Payment" in line 4.

(Signed) William B. Brandt, Chairman

SELECT FILE

LEGISLATIVE BILL 289. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

Visitor

Mr. Skarda introduced Mr. Ralph Nogg of Omaha.

RESOLUTIONS

LEGISLATIVE RESOLUTION 58. Re: The Term "Over-loading of Trucks".

Introduced by Jack Romans, 29th District.

WHEREAS, it has come to the attention of the Legislature that confusion has and is arising over the use of the term "over-loading of trucks" in subdivision (12) of section 39-7,128.01, Reissue Revised Statutes of Nebraska, 1943, and intent in the use of this term should be clarified by the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the term "over-loading of trucks" as used in section 39-7,128.01, Reissue Revised Statutes of Nebraska, 1943, has and does include weight, width, length and height.

2. That a copy of this resolution be sent to the Department of Roads and the Attorney General.

LEGISLATIVE RESOLUTION 59. Re: Legislative Council Study of Promotional Activities for Tourism.

Introduced by J. W. Burbach, 14th District; Richard D. Marvel, 31st District; and Kenneth L. Bowen, 32nd District.

WHEREAS, other states are actively promoting tourism, and

WHEREAS, the amount of leisure time for travel is increasing each year, and

WHEREAS, the Legislature has been actively participating in this function for a relatively short period of time, and

WHEREAS, many Legislators have expressed concern as to the coordination of the many groups participating in this activity, and

WHEREAS, an analysis is needed of the existing funds to promote this activity.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to conduct a full and complete study of promotional activities for tourism in this state; that the committee report its' findings, together with such recommendations as it may deem proper, to the next regular session of the Legislature.

Mr. Burbach requested unanimous consent to add the following as co-introducers of LR 59: Marvin E. Stromer, 19th District; Don Thompson, 33rd District; William Moulton, 10th District; Cecil Craft, 38th District; George Syas, 4th District; Fern Hubbard Orme, 20th District; W. H. Hasebroock, 12th District; George A. Knight, 18th District; Ross H. Rasmussen, 11th District; Marvin Lautenschlager, 30th District; Frank Nelson, 28th District; Harold B. Stryker, 17th District; H. L. Gerhart, 15th District; Joe T. Vosoba, 23rd District; John Adams, Sr., 5th District; William B. Brandt, 2nd District; and Hal Bridenbaugh, 13th District.

No objections. So ordered.

Referred to the Legislative Council Executive Board.

Member Excused

Mr. Lautenschlager was excused for Wednesday, July 5.

MOTION—Excuse Employees

Mr. President: I move that those Legislative employees be excused, wherever possible, simultaneously with our Independence Day Recess, until noon, Wednesday, July 5. (Signed) William Moulton

The motion prevailed.

Ease

The Legislature was at ease from 10:47 a.m. until 11:56 a.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 721. Correctly engrossed.

LEGISLATIVE BILL 578. Correctly engrossed.

LEGISLATIVE BILL 676. Correctly engrossed.

LEGISLATIVE BILL 385. Correctly engrossed.

LEGISLATIVE BILL 735. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Members Excused

Mr. Gerdes was excused for Wednesday, July 5.

Mr. Knight was excused until 4:00 p.m., Wednesday, July 5.

UNANIMOUS CONSENT—Adjournment

Mr. Nelson requested unanimous consent that the Legislature adjourn until 3:00 p.m., Wednesday, July 5, 1961. There were no objections and at 12:01 p.m., the Legislature adjourned until 3:00 p.m., Wednesday, July 5, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED TWENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, July 5, 1961

Pursuant to adjournment, the Legislature met at 3:00 p.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Fleming, Lautenschlager, and Stryker who were excused, and Mr. Knight who was excused until 3:20 p.m.

Corrections for the Journal

Page 1971, line 14, delete "shown" and insert "show".

Page 1973, line 29, delete the initial "E." and insert "L.".

The Journal for the One Hundred Twenty-second Day was approved as corrected.

Presented to the Governor

Presented to the Governor for approval on June 30, 1961, at 8:00 a.m.: LB 723 LB 411

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 276. Replaced on Select File as amended.

E and R amendments to LB 276:

1. Insert "□" in lines 17 to 20, 26 to 29, 35 to 39, and 46 to 49 of renumbered section 11.

2. In line 3 of Enrollment and Review Amendment 3, adopted June 30, 1961, insert "Reissue Revised Statutes of Nebraska, 1943," after "32-451,".

LEGISLATIVE BILL 289. Replaced on Select File as amended.

E and R amendments to LB 289:

1. In line 15 of the Marvel Unanimous Consent amendment 1 to section 7, strike "estimated" and insert "no estimate.".

2. In section 18, strike lines 116 and 117 and insert "(18) Division of Motor Fuels, from money collected during".

3. In section 23, line 81, strike the colon.

4. In line 14 of new section 25, added by the Marvel Unanimous Consent Amendment 2, adopted June 29, 1961, insert a period after "500".

5. In the Marvel Unanimous Consent Amendment 6 to the original section 44, line 3, insert "83," before "88"; and in line 3, strike "94" and insert "95".

LEGISLATIVE BILL 734. Correctly engrossed.

LEGISLATIVE BILL 130. Correctly engrossed.

LEGISLATIVE BILL 737. Correctly engrossed.

LEGISLATIVE BILL 736. Correctly engrossed.

LEGISLATIVE BILL 720. Correctly engrossed.

(Signed) William B. Brandt, Chairman

MESSAGES FROM THE GOVERNOR

July 5, 1961

The President, Clerk and Members
Nebraska State Legislature
State Capitol Bldg.
Lincoln, Nebraska

Gentlemen and Mrs. Orme:

May I request the appointment of an Interim Study Committee on the critical problem of Traffic Safety, and ask that this group, prior to the convening of the 1963 session, determine the areas where more stringent highway safety legislation is needed.

This survey should give particular attention to the fields of driver education, uniform regulations, realistic speed limits, vehicle inspection, drunken driving, school buses, teenage drivers, reciprocal highway safety laws, police training and uniform enforcement and penalties.

I am informed that a proposal for a nationwide attack on highway accidents through the fifty State Legislatures will be given highest priority at the third annual meeting of the National Conference of State Legislative Leaders in Carson City, Nev., October 2-6. It is my earnest hope that Nebraska will be represented at this Conference.

Sincerely yours,

(Signed) Frank B. Morrison
FRANK B. MORRISON
Governor

Referred to the Speaker of the Legislature.

July 3, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on July 1, 1961, he approved LB 635, LB 497, LB 480, LB 713, LB 707, LB 623, and LB 288.

On July 3, 1961, he approved LB 726, LB 732, LB 723, LB 411, and LB 433.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

Visitors

Mr. Craft introduced Mr. and Mrs. Bud Sell and children, Mary Anne and Richard, from North Platte.

Mrs. Orme introduced Mr. and Mrs. Glen Knaub and son, Curtis, of Sturgis, South Dakota.

Mr. Rasmussen introduced Mr. Marlin Bopp of Hooper.

Communications

Letter from Mr. Everett Hutchinson, Chairman, Interstate Commerce Commission, acknowledging receipt of LR 43.

Letter from Mr. Ansel Toft and Lawrence A. Guill asking the Legislature's careful and cautious consideration when voting on LB 130.

Letter from Oliver B. Proett, D.D., Stated Clerk, Synod of Nebraska, United Presbyterian Church, urging the Legislature to repeal Section 42-103 of the Statutes of Nebraska.

REPORT ON RESOLUTIONS

July 5, 1961

Report of the Executive Board of the Nebraska Legislative Council on proposed Studies for the 1961-1963 interim period.

According to Section 3 of Rule 15 of the Rules of the Nebraska Legislature, resolutions proposing that studies be made by the Legislative Council are to be referred to the Executive Board of the Legislative Council, which Board is to make recommendations that the proposed studies be made or rejected.

To date 25 resolutions have been introduced calling for studies by the Legislative Council. It is not an easy task for the Executive Board to recommend which studies should be undertaken and which should not be. There is merit in all of the proposed studies. Only 15 months will elapse, however, between the close of the present session and the time when the study committees will have to complete their work and make their report to the entire Legislative Council. It is obvious that all of the studies cannot be made.

In addition to the limitations of staff and money, and the time available for completing the studies, the Executive Board considers certain other factors in arriving at its recommendations. Is the problem which is proposed to be studied of current state-wide interest? Has it been the subject of other recent studies by the Council? Even if the problem is somewhat localized, or has been studied before, is it of sufficient significance or the subject of present or continuing controversy to justify reconsideration? Finally, could the study result in legislation or changes in existing laws? This, after all, is one of the primary purposes of Legislative Council studies.

It will be noticed that in several instances the Executive Board is recommending that two studies be combined into one, either because they are closely related or because their scope is such that they could be undertaken by one committee.

A prior report was made on Legislative Resolutions 10, 12, 25 and 35, and these were subsequently adopted by the Legislature.

They are not included in this supplementary report. Following are the recommendations of the Executive Board with regard to the other resolutions which have been introduced proposing studies by the Legislative Council:

Studies Recommended

1. **Legislative Resolution 15.** This proposes a study of the laws relative to the leasing of the state school lands. Because of the discussion and controversy over the sale or retention of the school lands in the present session the Executive Board feels that this study should be undertaken.

2. **Legislative Resolution 31.** This resolution calls for a study of the road improvement district law.

It is the thought of the Executive Board that the same committee could handle both of these studies, those proposed by resolutions 15 and 31. While the second does not relate directly to the first as far as subject matter is concerned, it concerns a problem in the same geographical section of the state. The principal introducer of these two resolutions agreed that this could be done. Thus the Executive Board is recommending the adoption of both of these resolutions. The Executive Board, when it meets later to set up the various study committees, can then assign both studies to the same committee.

3. **Legislative Resolution 32.** This resolution proposes a study of the formula for the distribution of the gasoline tax funds in Nebraska. This has been a matter of some controversy for several sessions, and the Board feels it should be given a close scrutiny at this time.

4. **Legislative Resolution 56.** This calls for a study of whether the state tax on aviation fuels should be continued in its present form, and if it should be continued, whether a lesser rate applicable to turbine type fuels would be more equitable and in the best interest of encouraging the development of improved air service in Nebraska.

The Executive Board again is of the opinion that here is a situation where two studies can be undertaken by the same committee, those proposed by resolutions 32 and 56. The latter would not take too much time and would not burden the committee studying the distribution of gas tax funds. Thus, when the Board makes out the committee memberships it can create the same committee to handle both of these studies.

5. **Legislative Resolution 45.** This resolution proposes a study of the soil and water conservation programs in Nebraska. The

emphasis in this study would be on the ultimate need to improve our soil conservation practices.

6. **Legislative Resolution 47.** This proposes a study of all matters pertaining to water control, conservation, development and utilization and the laws pertaining thereto.

On their face these two resolutions seem quite similar. However, according to the introducers their ultimate direction is different, LR 45 emphasizing soil conservation and LR 47 emphasizing water conservation and our irrigation laws. The Executive Board is again recommending that these two resolutions be adopted. However, it also feels that they could be undertaken by the same committee. Also, different chairmen could be appointed for each study.

7. **Legislative Resolution 50.** This would be a study of the problems in the educational systems of Sarpy, Cass and Douglas counties. These are the problems resulting from industrialization, changing housing patterns, etc. The Board believes that this has more than local significance, and that other areas in the state could soon face similar problems. These should also be included in the committee's study.

8. **Legislative Resolution 51.** This proposes a study of the future educational programs at the Nebraska School of Agriculture at Curtis. There has been much discussion in recent years concerning the use of this property and facility which is now under the University of Nebraska. It has been in existence for many years, some feel that it does not now serve the purpose for which it was originally established, and the Board believes the program should now be reassessed.

9. **Legislative Resolution 55.** This resolution proposes a study of the practices incident to the preparation of specifications, notice to bidders, and other practices affecting purchases now being followed by the State of Nebraska. This problem has not been considered fully by the Legislative Council in prior studies, and due to the questions recently raised the Board believes that the matter should be given careful study.

10. **Legislative Resolution 59.** This resolution proposes a study of the present promotional activities for tourism in Nebraska. Increased tourism is recognized as beneficial to the economy of the state, and questions have arisen as to the coordination of the activities being carried on in the area of tourist attraction and promotion.

Studies Not Recommended

1. **Legislative Resolution 6.** The study proposed here would be of the practices of case workers under the public assistance pro-

grams to see if any unlawful, inhuman, or improper practices are found to exist. The Board felt that the study was too narrow and that probably no remedial legislation could be forthcoming. These case workers are under the various public assistance agencies, both local and state, and it would seem to be up to these agencies to take whatever corrective action might be needed.

2. **Legislative Resolution 34.** This resolution proposes a study of criminal procedure in Nebraska and the administration of criminal justice. The Board is of the opinion that such a study is perhaps premature at this time, and that the crime problem existing in the state now is one of enforcement primarily and not of remedial legislation.

3. **Legislative Resolution 41.** Proposed here is a study of the problems, potential and laws in connection with forestry, afforestation, and forestry-product utilization in Nebraska. The Board does not believe that such a study is necessary at this time and that the resolution apparently envisions the future development of timber as an industrial potential for the state. Little could be done along this line at the present time.

4. **Legislative Resolution 42.** This resolution proposes a study of the problems of alcoholism in Nebraska. The Board believes that certainly a problem exists, but doubts if the Legislature could take any remedial or beneficial action. Continuing studies are being made by many groups of this problem and it is doubtful if one by the Legislative Council at this time would be of any benefit.

5. **Legislative Resolution 44.** This resolution proposes a study of the abandoned and unclaimed personal property in Nebraska. It is the opinion of the Board that this subject was considered completely by the 1961 Legislature and that a study would not turn up any aspect of the matter not already known and discussed.

6. **Legislative Resolution 46.** The Board feels that this proposed study, that of the selling of appliances by public power districts, is not needed because this matter can be considered by the committee which will be set up to conduct the public power study already authorized by the Legislature.

7. **Legislative Resolution 48.** This proposed study, of work stoppages and labor-management relations, is not needed in the view of the Board. It is doubtful if it could turn up any facts not already known, and if it is felt that a change in Nebraska law is needed to handle the situation which led to the introduction of the resolution a simple legislative amendment would suffice.

8. **Legislative Resolution 49.** This resolution proposes a study of motor transportation in Nebraska, of the licensing and registration

of trucks, and of claimed circumvention of various existing laws and regulations. The Board believes that existing laws are adequate, and that the problems mentioned in the resolution could not be solved by additional legislation. It is primarily a matter of the enforcement of existing laws and regulations.

9. **Legislative Resolution 52.** This resolution proposes a study of the needs for more medical personnel in Nebraska and a proposed expansion of the present medical schools in the state. Again, the Board feels that this is not a problem which can be solved by legislation, especially that of getting more doctors to settle in the smaller communities.

10. **Legislative Resolution 54.** The study proposed here would include the evaluation and analysis of all text books used in the elementary and secondary schools in Nebraska to see if the children are being taught Americanism. The Board feels that this would be a very expensive task to so examine and analyze all of these texts. The Board also doubts if a committee would be qualified to undertake the task. There would also be the difficulty of arriving at a standard of what is meant by Americanism.

11. **Legislative Resolution 57.** This resolution proposes a study of ways and means of improving and stabilizing the economies of small communities in Nebraska. This is basically a matter of attracting business and industry. The Board feels that this is a problem of the local communities themselves, and that the state could not through legislation assist them in a positive manner. They may now seek the assistance of the Division of Nebraska Resources in such projects.

(Signed) H. K. Diers
H. K. Diers, Chairman
LEGISLATIVE COUNCIL EXECUTIVE BOARD

Visitor

Mr. Waldo introduced Mr. Dorsey Baird of Lincoln.

RESOLUTIONS

LEGISLATIVE RESOLUTION 60. Re: Legislative Council Study of Criminal Activity and Establishment of Bureau of Criminal Investigation.

Introduced by Eugene Mahoney, 8th District.

WHEREAS, the investigation of criminal activities has become extremely complex, demanding highly-trained personnel and facilities unavailable at the local level, and

WHEREAS, the investigation of criminal activities as an aid to local law enforcement officials is a proper function of state government, and

WHEREAS, present laws concerning the investigative powers of the Nebraska Safety Patrol are vague and indefinite with the result that the full investigative potential of the patrol has never been realized.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the problem of state participation in the investigation of criminal activity, including a study of the laws of this state and other states on the subject and the desirability of establishing within the Nebraska Safety Patrol of a Bureau of Criminal Investigation as an aid to local law enforcement officials in the collection, interpretation, dissemination, and preservation of evidence with the committee to make a report of its findings and recommendations to the next regular session of the Legislature.

Referred to the Legislative Council Executive Board.

LEGISLATIVE RESOLUTION 58.

LR 58 was adopted with 28 ayes, 7 nays, and 8 not voting.

LEGISLATIVE RESOLUTION 61. Re: Legislative Council Study of State-owned Motor Vehicles.

Introduced by H. K. Diers, 24th District; J. W. Burbach, 14th District; and Edwin T. McHugh, 3rd District.

WHEREAS, it has been suggested that all state-owned motor vehicles be placed in charge of one agency and from such agency dispatched to the boards, departments, and commissions on a rental basis, and

WHEREAS, to set up such a program there would need to be a central place where state-owned motor vehicles could be stored, repaired, checked and serviced, and

WHEREAS, the efficiency of such a movement needs to be carefully checked.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the proposition of all state-owned motor vehicles being placed under one agency and determine the cost thereof to see if any savings and efficiency could be had by the state government undertaking such enterprise. That a detailed report of the findings of such committee be made to the next regular session of the Legislature with its recommendations.

Referred to the Legislative Council Executive Board.

SUSPEND RULES—Select File

Mr. President: I move that the rules be suspended and we consider LB 276 and LB 289, replaced on Select File this date. (Signed) William B. Brandt

The motion prevailed with 38 ayes, 0 nays, and 5 not voting.

SELECT FILE

LEGISLATIVE BILL 276. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 289. E and R amendments found in this Day's Journal were adopted.

Laid over temporarily at the request of Mr. Marvel.

UNANIMOUS CONSENT—LB 715

Mr. Mahoney requested unanimous consent to withdraw the pending motion made by Senator Munnelly to raise LB 715. No objections. So ordered.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 730. With emergency.

A BILL FOR AN ACT to amend section 22, Legislative Bill 196, Seventy-second Session, Nebraska State Legislature, 1961, relating to milk; to provide that a municipality may by ordinance prohibit the sale of ungraded milk; to provide authority to contract with any municipality for inspections as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Mahoney
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Syas
Thompson
Vosoba
Waldo
Wylie

Voting in the negative, 5:

Bridenbaugh
Gerhart
Hasebroock
Nelson
Webb

Not voting, 3:

Fleming
Lautenschlager
Stryker

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—LB 527

Mr. Waldo requested unanimous consent to withdraw his pending motion to raise LB 527. No objections. So ordered.

Ease

The Legislature was at ease from 3:43 until 4:04 p.m.

SELECT FILE

LEGISLATIVE BILL 289.

Mr. Marvel moved that the rules be suspended to permit the consideration of an amendment to LB 289.

The motion prevailed with 34 ayes, 1 nay, and 8 not voting.

Mr. Marvel offered the following amendment which was adopted by unanimous consent:

1. Amend section 7 of the substitute bill, line 41 by inserting before "reappropriate" the following:

"to be used for the purposes as provided in section 72-1007, Revised Statutes Supplement, 1959, and amendments thereto,".

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 276. Correctly engrossed.

(Signed) William B. Brandt, Chairman

Ease

The Legislature was at ease from 4:10 until 4:45 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 289. Correctly engrossed.

(Signed) William B. Brandt, Chairman

SUSPEND RULES—LB 720

Mr. President: I move that the rules be suspended and LB 720 be withdrawn. (Signed) Hans O. Jensen

The motion prevailed with 35 ayes, 0 nays, and 8 not voting.

Explanation of Vote

Mr. President: Had I been present, I would have voted "Aye" on LB 723 on final reading. (Signed) Dale Erlewine

RESOLUTIONS

LEGISLATIVE RESOLUTION 62. Re: Legislative Council Study of All Features of Nuclear Energy and Radioactivity As It May Affect Nebraska.

Introduced by Joe T. Vosoba, 23rd District; Theodore H. McCosh, 42nd District; and George A. Knight, 18th District.

WHEREAS, energy from nuclear fission has become a new source of power within the last two decades and holds great promise for providing great sources of energy for peaceful uses; and

WHEREAS, the use of nuclear energy carries with it problems in the field of health, including radiation and radioactive substances; and

WHEREAS, it is essential to Nebraska's future growth and development that the fullest beneficial use be made in Nebraska of the energy made possible by nuclear fission, and the by-products available as a result of radiation, while at the same time protecting the general public from harmful effects of radioactivity and radioactive substances.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

That a committee be appointed by the Legislative Council to study all features of nuclear energy and radioactivity as it may affect Nebraska, including but not limited to educational aspects of its proper use, industrial uses of such energy and its by-products, and protection of the public health from radiation, radioactive substances, and other harmful results of nuclear energy and radioactivity.

Mr. Vosoba requested unanimous consent to add William B. Brandt, 2nd District, as a co-introducer of LR 62. No objections. So ordered.

Referred to the Legislative Council Executive Board.

Adjournment

At 4:54 p.m., on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED TWENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, July 6, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney Presiding.

Prayer was offered by the Reverend O. W. Matzke of Murdock.

The roll was called and all members were present except Mr. Russillo who was excused until 9:20 a.m.

The Journal for the One Hundred Twenty-third Day was approved.

RESOLUTIONS

LEGISLATIVE RESOLUTION 63. Re: Legislative Council Study of Weed Control.

Introduced by Hans O. Jensen, 25th District; George C. Gerdes, 41st District; and Ross H. Rasmussen, 11th District.

WHEREAS, Nebraska's battle against economic waste resulting from competition of weeds with useful crops is an unending one requiring effective planning, modern methods, and governmental support of local efforts, and

WHEREAS, the several states have devised a variety of administrative structures for the purpose of weed control, and a knowledge of these might be expected to bring about improvement of our own weed control program, and

WHEREAS, it is believed that any move to create a more effective weed control program through new legislation should be preceded by a study and evaluation of our existing program, its results and its faults.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to make a study of the weed control problem in Nebraska, the adequacy of

existing laws on the subject, and how the problem is being met elsewhere, together with recommendations for solution or improvement of the situation and report its findings and recommendations to the next regular session of the Legislature.

Referred to the Legislative Council Executive Board.

Visitors

Mr. Ruhnke introduced his wife; Mrs. Wilbert Frey and daughter, Ginger; and Mrs. Gordan Fruse, of Plymouth.

UNANIMOUS CONSENT—Change of Order

Mr. Thompson requested unanimous consent to consider bills on Final Reading prior to consideration of Resolutions. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 373.

A BILL FOR AN ACT relating to counties; to establish a classification of counties for the purpose of fixing salaries of certain officers and their deputies; to prescribe salaries for certain officers in all counties; to prescribe minimum salaries for certain officers and their deputies in certain counties; to provide for the fixing of salaries of certain officers in certain counties; to provide the operative date of changes in salaries made by this act; and to repeal section 33-128, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams
Adamson
Bowen
Brandt
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Hasebroock
Jensen
Kjar
Klaver
Knight
Marvel
McCosh
McHugh
Moulton
Mahoney
Orme
Peck
Rasmussen
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 6:

Bridenbaugh	Lautenschlager	Romans	Ruhnke
Gerhart	Nelson		

Not voting, 2:

Russillo	Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 113.

Mr. Jensen moved that LB 113 be returned to Select File for the following specific amendment:

1. Strike the enacting clause.

The motion lost with 4 ayes, 36 nays, and 3 not voting.

A BILL FOR AN ACT to establish the Department of Public Welfare as an executive department; to provide for the appointment of a Director of Public Welfare, his term of office, qualifications, removal, and salary; to provide for an advisory committee, its appointment, duties, term of office, compensation, and duties; to provide the functions, powers, and duties of the Department of Public Welfare and the director; to provide for the transfer, allocation, and assignment of existing functions, powers, and duties to the Department of Public Welfare and the director; to provide duties for the Revisor of Statutes; to provide for the transfer of furniture, equipment, books, files, and records; to provide for a bond; to provide for a seal and the effect thereof; to provide an operative date; to amend sections 43-209, 43-214, 43-519, 68-227, 68-310, 68-403, 68-412, 68-418, 68-701, 68-703, 68-705, 68-706, 68-709, 68-710, 68-712, 71-1901, 71-1902, 71-1903, 71-1904, and 81-102, Reissue Revised Statutes of Nebraska, 1943, sections 68-703.01, 81-101, 81-103, and 83-243, Revised Statutes Supplement, 1959, section 43-523, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 30, Seventy-second Session, Nebraska State Legislature, 1961, section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 304, Seventy-second Session, Nebraska State Legislature, 1961, and section 68-326, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 717, Seventy-second Session, Nebraska State Legislature, 1961; and to repeal the original sections and also sections 68-327, 68-702, and 83-244, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Mahoney
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 4:

Fleming
Jensen
Marvel
Moulton

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 279.

Mr. Fleming moved that LB 279 be returned to Select File for the following specific amendment.

1. Strike the enacting clause.

Speaker Thompson Presiding

The motion lost with 6 ayes, 34 nays, and 3 not voting.

A BILL FOR AN ACT relating to public institutions; to establish the Department of Public Institutions as an executive department; to provide for the appointment of a Director of Public Institutions, his term of office, qualifications, bond, and salary; to provide for an advisory committee; to vest the general management, control, and government of prescribed institutions in the department; to provide for the transfer, allocation, and assignment of existing functions, powers, and duties to the Department of Public Institutions and the director thereof; to provide duties for the Revisor of Statutes; to provide for the transfer of furniture, equipment, books, files, and records; to provide for a seal and the effect thereof; to provide an operative date; to amend sections 83-109, 83-113, 83-114, 83-115, 83-120, 83-147, 83-406, 83-411, 83-430, and 83-431, Reissue Revised Statutes of Nebraska, 1943, sections 83-107.01 and 83-108, Revised Statutes Supplement, 1959, section 49-617, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, section 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 30, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, section 83-107.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 50, Seventy-second Session, Nebraska State Legislature, 1961, section 81-101, Revised Statutes Supplement, 1959, as amended by section 29, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961, and section 81-103, Revised Statutes Supplement, 1959, as amended by section 31, Legislative Bill 113, Seventy-second Session, Nebraska State Legislature, 1961; and to repeal the original sections and also sections 83-101, 83-102, 83-103, 83-104, 83-105, 83-106, 83-107, 83-117, 83-118, 83-119, 83-121, and 83-132, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Claussen
Craft
Diers
Erlewine
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
McCosh
McHugh
Mahoney
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 5:

Burbach
Fleming
Jensen
Marvel
Moulton

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—LB 369

Mr. Syas requested unanimous consent to withdraw his pending motion to raise LB 369. No objections. So ordered.

Visitor

Mr. Thompson introduced his nephew, Gregg Thompson, of McCook.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 730. Correctly enrolled.

(Signed) William B. Brandt, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 730

SUPPLEMENTARY REPORT ON RESOLUTIONS

July 6, 1961

Supplementary Report of the Executive Board of the Nebraska Legislative Council on proposed Studies for the 1961-1963 interim period.

Since the Board submitted its report of July 5 on resolutions proposing studies by the Legislative Council three additional resolutions have been introduced in the Legislature. Following are the recommendations of the Executive Board on these new resolutions:

Studies Recommended

1. **Legislative Resolution 61.** This resolution proposes a study of the desirability and feasibility of setting up a pool of state-owned motor vehicles and have them dispatched to the agencies when they are needed on a rental basis. This suggestion has often been made in the past and the Board believes a study of the proposition is in order to see if savings to the state are possible.

The Board, in discussing this resolution, decided that the committee set up to make the retirement study could also consider this matter of a car pool.

Studies Not Recommended

1. **Legislative Resolution 60.** The purpose of this resolution is to study the desirability of establishing within the Nebraska Safety Patrol a Bureau of Criminal Investigation as an aid to local law enforcement officers. The Board feels that if those in the law enforcement field think that such a step is desirable they can merely work out a bill for presentation in 1963 enlarging the powers of the present Safety Patrol.

2. **Legislative Resolution 62.** Proposes a study of all features of nuclear energy and radioactivity as it may affect Nebraska. In the opinion of the Board the proper officials in this field are continually keeping abreast of this situation and will propose any future legislation which might be needed.

(Signed) H. K. Diers
H. K. Diers, Chairman
Executive Board, Legislative Council

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on LB 373. (Signed) William R. Skarda, Jr.

RESOLUTIONS

LEGISLATIVE RESOLUTION 64. Re: Tribute to Deceased Former Members.

Introduced by Don Thompson, 33rd District.

WHEREAS, we are born, we live, and we die, and

WHEREAS, as we meet today we find that the Almighty Father has taken into His charge many of our former members, who will not return from their glorious resting place, and

WHEREAS, those former members who are peaceably resting in that glorious abode above be assured that their efforts are being preserved and their memories are being cherished.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That we pause in our deliberations and stand in silent tribute to the memories of Daniel Garber, S. C. Blackman, Clark Jeary, Charles D. Green, Dr. P. L. Cady, Walter L. Anderson, Frank C. Best, Cloyd L. Stewart, Walter R. Raecke, Benoni S. (Ben) Keck, Mervin V. Bedford, W. F. Haycock, Charles Smrha, L. G. Gillespie, and Earl Hasselbach, who have preceded us here and who, by their labors, helped to mold the institutions and traditions which we now seek to preserve and perpetuate.

2. That the Clerk of the Legislature be directed to spread at large on the Legislative Journal this resolution, and that a copy of said resolution, properly authenticated and suitably engrossed, be sent by the Clerk to each of the families of the deceased members above named as an expression of our respect for the deceased and our sympathy for the bereaved.

Mr. Klaver moved that the rules be suspended and LR 64 be adopted.

The motion prevailed with 37 ayes, 0 nays, and 6 not voting, and LR 64 was adopted.

The members stood for a moment in silent tribute.

Visitors

Mr. Diers introduced Messrs. Miller and Bly of York.

President Burney Presiding

LEGISLATIVE RESOLUTION 65. Re: Legislative Council Study of Laws Relative to Annexation of Property by Cities of the First Class.

Introduced by Edwin T. McHugh, 3rd District; H. L. Gerhart, 15th District; and Ernest H. Staubitz, 34th District.

WHEREAS, many cities of the first class desire to extend their boundaries so as to annex property which properly belongs in the boundaries of such cities, and

WHEREAS, many cities of the first class have isolated tracts within the boundaries of the city completely surrounded by the city proper, and

WHEREAS, the procedure to annex property by cities of the first class is cumbersome and difficult to follow.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the laws relative to annexation of property by cities of the first class and to report to the next regular session of the Legislature their recommendations for changes in the law to enable cities of the first class to annex isolated tracts within the boundaries of such cities as well as adjoining property.

Referred to the Legislative Council Executive Board.

LEGISLATIVE RESOLUTION 15.

Mr. Diers moved that the report on LR 15 be accepted, and LR 15 be adopted.

The motion prevailed with 40 ayes, 0 nays, and 3 not voting.

LEGISLATIVE RESOLUTION 31.

Mr. Diers moved that the report on LR 31 be accepted, and LR 31 be adopted.

The motion prevailed with 39 ayes, 1 nay, and 3 not voting.

LEGISLATIVE RESOLUTION 32.

Mr. Diers moved that the report on LR 32 be accepted, and LR 32 be adopted.

The motion prevailed with 33 ayes, 0 nays, and 10 not voting.

Mr. Vosoba Presiding

LEGISLATIVE RESOLUTION 56.

Mr. Diers moved that the report on LR 56 be accepted, and LR 56 be adopted.

The motion prevailed with 30 ayes, 1 nay, and 12 not voting.

LEGISLATIVE RESOLUTION 45.

Mr. Diers moved that the report on LR 45 be accepted, and LR 45 be adopted.

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

LEGISLATIVE RESOLUTION 47.

Mr. Diers moved that the report on LR 47 be accepted, and LR 47 be adopted.

The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

LEGISLATIVE RESOLUTION 50.

Mr. Diers moved that the report on LR 50 be accepted, and LR 50 be adopted.

Mr. Klaver moved the previous question. The motion prevailed with 32 ayes, 5 nays, and 6 not voting.

The Diers motion prevailed with 30 ayes, 9 nays, and 4 not voting, and LR 50 was adopted.

LEGISLATIVE RESOLUTION 51.

Mr. Diers moved that the report on LR 51 be accepted, and LR 51 be adopted.

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

President Burney Presiding

LEGISLATIVE RESOLUTION 55.

Mr. Diers moved that the report on LR 55 be accepted, and LR 55 be adopted.

The motion prevailed with 32 ayes, 8 nays, and 3 not voting.

LEGISLATIVE RESOLUTION 59.

Mr. Diers moved that the report on LR 59 be accepted, and LR 59 be adopted.

The motion prevailed with 37 ayes, 1 nay, and 5 not voting.

Member Excused

Mr. Fleming was excused for Friday afternoon, July 7.

RULES COMMITTEE MEETING

Mr. McHugh announced that the Rules Committee will meet at 1:15 p.m., today, July 6, for consideration of proposed rule changes.

Recess

At 12:03 p.m., on a motion by Mr. Nelson, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:02 p.m., President Burney presiding.

The roll was called and all members were present.

Visitor

Mr. Craft introduced Mr. Richard Dempster of Santa Barbara, California.

Communication

Telegram from Sidney J. Cullingham, Omaha, relative to the purchase of electrical equipment by the Omaha Public Power District through illegal price rigged bids, and requesting the passage of a resolution urging the Omaha Public Power District to immediately take legal action to recover damages and refunds due and, if practical, that money recovered be returned to the users of electricity in Omaha and the five counties served, by way of a temporary discount on future electric bills.

Referred to the Chairman of the Public Works Committee.

RESOLUTIONS

LEGISLATIVE RESOLUTION 6.

Mr. Klaver offered the following amendment which was adopted with 18 ayes, 3 nays, and 22 not voting:

1. Amend the resolution by striking paragraph no. 1 and inserting the following:

"1. That the Legislative Council appoint a committee to study the practices of the State Department of Public Welfare as they affect the aged, blind, permanent and totally disabled and aid for dependent children and to report to the next regular session of the Legislature with its recommendations.".

Mr. Klaver requested unanimous consent that LR 6, as amended, be re-referred to the Legislative Council Executive Board for reconsideration. No objections. So ordered.

LEGISLATIVE RESOLUTION 34.

Mr. Diers moved that the report on LR 34 be accepted, and LR 34 be rejected.

The motion prevailed with 27 ayes, 5 nays, and 11 not voting.

LEGISLATIVE RESOLUTION 41.

Mr. Diers moved that the report on LR 41 be accepted, and LR 41 be rejected.

Mr. Moulton Presiding

The motion lost with 16 ayes, 17 nays, and 10 not voting.

Mr. Jensen moved that LR 41 be adopted and the study be conducted by the committee appointed under LR 45 and LR 47 previously adopted.

Mr. Knight requested a Call of the House.

A Call of the House was ordered and showed 37 members present.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed.

The Jensen motion prevailed with 23 ayes, 17 nays, and 3 not voting.

LEGISLATIVE RESOLUTION 42.

Mr. Diers moved that the report on LR 42 be accepted, and LR 42 be rejected.

The motion prevailed with 28 ayes, 9 nays, and 6 not voting.

LEGISLATIVE RESOLUTION 44.

Mr. Diers moved that the report on LR 44 be accepted, and LR 44 be rejected.

The motion prevailed with 23 ayes, 15 nays, and 5 not voting.

LEGISLATIVE RESOLUTION 46.

Mr. Diers moved that the report on LR 46 be accepted, and LR 46 be rejected.

The motion prevailed with 34 ayes, 6 nays, and 3 not voting.

Visitor

Mr. Moulton introduced former Senator John P. Munnelly of Omaha.

LEGISLATIVE RESOLUTION 48.

Mr. Diers moved that the report on LR 48 be accepted, and LR 48 be rejected.

The motion prevailed with 30 ayes, 6 nays, and 7 not voting.

President Burney Presiding

LEGISLATIVE RESOLUTION 49.

Mr. Diers moved that the report on LR 49 be accepted, and LR 49 be rejected.

The motion prevailed with 24 ayes, 10 nays, and 9 not voting.

LEGISLATIVE RESOLUTION 52.

Mr. Diers moved that the report on LR 52 be accepted, and LR 52 be rejected.

The motion prevailed with 24 ayes, 9 nays, and 10 not voting.

LEGISLATIVE RESOLUTION 54.

Mr. Diers moved that the report on LR 54 be accepted, and LR 54 be rejected.

Mr. Diers requested a Call of the House.

A Call of the House was ordered and showed 40 members present.

Mr. Adams requested unanimous consent to continue the debate on LR 54.

Mr. Diers objected.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed with 26 ayes, 10 nays, and 7 not voting.

The Diers motion prevailed with 20 ayes, 19 nays, and 4 not voting.

LEGISLATIVE RESOLUTION 57.

Mr. Diers moved that the report on LR 57 be accepted, and LR 57 be rejected.

Mr. Romans requested a record vote.

Voting in the affirmative, 13:

Bridenbaugh
Diers
Kjar
Klaver
Knight
Marvel
Moulton
Peck
Ruhnke
Stalder
Staubitz
Stryker
Thompson

Voting in the negative, 27:

Adams
Adamson
Brandt
Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Lautenschlager
McCosh
McHugh
Mahoney
Nelson
Orme
Rasmussen
Romans
Russillo
Skarda
Syas
Vosoba
Waldo
Webb
Wylie

Not voting, 3:

Bowen
Jensen
Stromer

The Diers motion lost.

Mr. Brandt moved that LR 57 be adopted.

The motion prevailed with 36 ayes, 1 nay, and 6 not voting.

Presented to the Governor

Presented to the Governor for approval on July 6, 1961, at 2:00 p.m.: LB 730

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 373. Correctly enrolled.

LEGISLATIVE BILL 113. Correctly enrolled.

LEGISLATIVE BILL 279. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 373 LB 113 LB 279

LEGISLATIVE EXPENSES, June 1961

Account E-2 Salaries of Members		
Gross Amount		$ 8573.34
Account E-4 Officers' and Employees' Salaries		
Gross Amount		15486.79
Account 7 Salary of Lieutenant Governor		
Gross Amount		250.00
Account 8 Clerks' Salary, Other Wages, Maintenance and Supplies		
Gross Amount—Salary		791.66
Account E-5 Incidental Expense		
The Korsmeyer Company—Fans	$ 57.92	
T M Duffield Company—Sound Rental	17.50	
Acorn Press—Supplies	107.25	
Purchasing Department—Multilithing	6.13	
Purchasing Department—Supplies	755.25	
Nebr. Typewriter Co.—Supplies	42.80	
Capital Printing Co.—LB 713 thru 731	1106.56	
Nebr. Typewriter Co.—Supplies	19.80	
Joe I. Christensen—Daily Journal	2762.76	
J. J. Exon Company—Repair Thermofax	14.64	
Stephenson School Supply Co.—chairs	340.00	
University Publishing Co.—Flags	51.75	

The Lincoln Tele. & Tele. Co.—service	24.90	
Manpower, Inc.—Salary—Pool	310.62	
Purchasing Dept.—IBM Service	55.22	
Nebr. Typewriter Co.—Rentals	147.50	
Total Incidental Expenses		5820.60
TOTAL EXPENSES JUNE, 1961		$30922.39

(Signed) Hugo F. Srb
Clerk of the Legislature

UNANIMOUS CONSENT—Executive Session

Mr. Ruhnke requested unanimous consent for the Public Works Committee to meet in executive session at 8:45 a.m., Friday, July 7. No objections. So ordered.

MOTION—Adjournment

Mr. President: I move we adjourn. (Signed) M. M. Forrester

The motion prevailed with 24 ayes, 17 nays, and 2 not voting, and at 5:03 p.m., the Legislature adjourned.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED TWENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, July 7, 1961

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Burney presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Bowen who was excused until 9:15 a.m.

The Journal for the One Hundred Twenty-fourth Day was approved.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 15 LR 31 LR 32 LR 56 LR 45 LR 47 LR 50 LR 51 LR 55 LR 59 LR 64

RESOLUTIONS

LEGISLATIVE RESOLUTION 66. Re: Memorializing Parents, Educators and School Officials Concerning Their Responsibilities to be Alert for Attempts to Subvert Education.

Introducted by Peter H. Claussen, 16th District; Jack Romans, 29th District; and W. H. Hasebroock, 12th District.

WHEREAS, it has become apparent that the world-wide communist conspiracy intends to destroy free and democratic government and all of the institutions which free men have built to protect, sustain, and promote freedom for themselves and their posterity, and

WHEREAS, the subversion of the youthful mind through the perversion of educational systems and media has become one of the prime objectives of the communist conspiracy.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That we memorialize parents, educators and school officials, particularly school boards, concerning their responsibilities to be alert and watchful for attempts to subvert educational institutions, educational materials and educational processes.

UNANIMOUS CONSENT—Change of Order

Mr. Stryker requested unanimous consent to consider bills on Final Reading at this time. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 12.

A BILL FOR AN ACT to amend sections 19-3001, 19-3006, 19-3031, and 19-3039, Revised Statutes Supplement, 1959, relating to cities and villages, particular classes; to harmonize the provisions thereof with other legislation; to redefine terms; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams
Adamson
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Mahoney
Nelson
Orme
Peck
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 3:

Bowen
Jensen
Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 691.

A BILL FOR AN ACT to amend section 44-211, Reissue Revised Statutes of Nebraska, 1943; to provide for an increase in the number of members of the board of directors who must be citizens of the State of Nebraska; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Mahoney
Rasmussen
Ruhnke
Skarda
Stalder
Staubitz
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 7:

Adamson
Nelson
Orme
Peck
Russillo
Stromer
Wylie

Not voting, 1:

Romans

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 721.

A BILL FOR AN ACT to amend section 14-1101, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide that a metropolitan utilities district shall not sell household appliances at retail except as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 29:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Gerhart
Hasebroock
Knight
Lautenschlager
Marvel
McCosh
McHugh
Mahoney
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Stryker
Syas
Thompson
Vosoba
Waldo

Voting in the negative, 13:

Craft
Fleming
Forrester
Gerdes
Jensen
Kjar
Klaver
Nelson
Peck
Staubitz
Stromer
Webb
Wylie

Not voting, 1:

Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 578.

A BILL FOR AN ACT to amend section 70-625, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide that public power districts shall not sell household appliances at retail when the retail price exceeds fifty dollars except as prescribed; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Gerdes
Gerhart
Hasebroock
Jensen
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Mahoney
Orme
Rasmussen
Romans
Ruhnke
Skarda
Stalder
Stryker
Syas
Thompson
Vosoba
Waldo

Voting in the negative, 12:

Craft
Erlewine
Fleming
Forrester
Kjar
Nelson
Peck
Russillo
Staubitz
Stromer
Webb
Wylie

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 676.

A BILL FOR AN ACT to amend sections 28-921, 28-925, and 28-926, Reissue Revised Statutes of Nebraska, 1943, relating to obscenity; to provide for an action to prohibit the sale or distribution, or acquisition with prescribed intent, of any obscene, lewd, indecent, or lascivious matter as prescribed; to provide procedures; to provide for injunctions; to provide for declaratory judgments; to provide a standard; to provide for seizure and disposition; to provide a presumption; to make certain acts unlawful; to provide penalties; to provide exceptions; to provide for evidence; to provide for severability; and to repeal the original sections and also section 28-924, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Mahoney
Nelson
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb
Wylie

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 385.

Mr. Stryker moved that LB 385 be returned to Select File for the following specific amendment:

1. Strike the enacting clause.

The motion lost with 13 ayes, 28 nays, and 2 not voting.

A BILL FOR AN ACT to amend section 5-105, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to redefine the judicial districts of the district court of this state; to prescribe the number of judges for each of said districts; to prescribe when this act shall become operative; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Adams
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Erlewine
Fleming
Forrester
Gerhart
Hasebroock
Klaver
Knight
McCosh
McHugh
Moulton
Mahoney
Nelson
Orme
Rasmussen
Romans
Russillo
Skarda
Stalder
Stromer
Syas
Vosoba
Webb
Wylie

Voting in the negative, 13:

Bowen
Diers
Gerdes
Jensen
Kjar
Lautenschlager
Marvel
Peck
Ruhnke
Staubitz
Stryker
Thompson
Waldo

Not voting, 1:

Adamson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 735.

A BILL FOR AN ACT to amend sections 81-218.03, 81-218.04, and 81-218.08, Reissue Revised Statutes of Nebraska, 1943, relating to frozen desserts law; to reduce the percentage of milk fat required in ice cream and frozen custard; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Orme
Peck
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Wylie

Voting in the negative, 6:

Claussen
Erlewine
Mahoney
Nelson
Waldo
Webb

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SUSPEND RULES—Final Reading

Mr. President: I move that the rules be suspended and LB 734, LB 130, and LB 736 be considered on Final Reading today. (Signed) Sam Klaver

Mr. Ruhnke moved to amend the Klaver motion to include LB 737 and LB 276, and to read LB 289 at 4:00 p.m.

Mr. Stryker moved the previous question. The motion prevailed with 29 ayes, 7 nays, and 7 not voting.

The Ruhnke amendment lost with 10 ayes, 28 nays, and 5 not voting.

Mr. Klaver requested a Call of the House.

A Call of the House was ordered and showed 43 members present.

Mr. Romans moved that the Call be raised. The motion prevailed with 37 ayes, 2 nays, and 4 not voting.

The Klaver motion to suspend rules lost with 26 ayes, 14 nays, and 2 not voting.

Visitors

Mr. Peck introduced Mr. and Mrs. Hellbush and daughter, Doris, of Columbus.

Member Excused

Mr. Peck was excused at 10:20 a.m., for the remainder of this legislative session.

Appreciation

Mr. Peck expressed his appreciation for the privilege of serving with the members of this session of the Legislature.

Presentation of Gift

Mr. Vosoba, on behalf of the entire Legislature, paid tribute to the work of Mr. Brandt as Chairman of the Enrollment and Review Committee, and presented him with a piece of luggage in appreciation of his work.

Mr. Brandt thanked the members for the gift.

MOTION—Flowers

Mr. President: I move that flowers be sent to the funeral of Senator Wylie's sister. (Signed) Don Thompson

The motion prevailed.

SUPPLEMENTARY REPORT ON RESOLUTIONS

July 7, 1961

1. **Legislative Resolution 6.** This resolution was amended by the Legislature to broaden the scope of the study it originally proposed. As amended it would direct a study of all of the practices of the State Department of Public Welfare as they affect all of the categorical assistance programs.

The Executive Board of the Legislative Council recommends that this study **not** be authorized by the Legislature. It is the Board's feeling that the new Department should have a year or two to get into operation before a study of this type is undertaken. If the 1963 Legislature then feels that its practices should be subjected to study it can so authorize it.

2. **Legislative Resolution 63.** This resolution proposes a study of the weed control problem in Nebraska and the adequacy of existing laws on the subject. The Executive Board recommends that this study **not** be authororized as such a study does not appear to be needed at this time. It is doubtful if such a study could lead to any corrective legislation.

3. **Legislative Resolution 65.** This resolution proposes a study of the laws relative to annexation of property by cities of the first class. The Executive Board recommends that this study **not** be authorized. The problem involved does not appear to be serious enough to authorize a study at this time, especially in view of the number of studies already assigned to the Legislative Council.

4. Amendment to LR 25. The proposed amendment to broaden LR 25 (the retirement system study) to include the investment of retirement funds was also considered by the Executive Board. The Board recommends that this amendment be adopted.

(Signed) H. K. Diers
Senator H. K. Diers, Chairman
Executive Board, Legislative Council

RESOLUTIONS

LEGISLATIVE RESOLUTION 6.

Mr. Diers moved that the report on LR 6 be accepted, and LR 6 be rejected as amended.

The motion prevailed with 28 ayes, 9 nays, and 6 not voting.

Speaker Thompson Presiding

Visitors

Mr. Erlewine introduced his wife, and granddaughter, Sandra Anderson.

LEGISLATIVE RESOLUTION 63.

Mr. Diers moved that the report on LR 63 be accepted, and LR 63 be rejected.

The motion prevailed with 28 ayes, 6 nays, and 9 not voting.

LEGISLATIVE RESOLUTION 65.

Mr. Diers moved that the report on LR 65 be accepted, and LR 65 be rejected.

The motion prevailed with 34 ayes, 3 nays, and 6 not voting.

LEGISLATIVE RESOLUTION 25.

Mr. Diers requested unanimous consent that the committee report on LR 25, adopted June 28, 1961, be accepted and the resolution be amended by including therein a new paragraph numbered "3.", as follows:

"3. Suggestions for revision or changes in existing laws relative to the investment of retirement funds."

No objections. So ordered.

Mr. Diers moved that the amended LR 25 be adopted.

The motion prevailed with 34 ayes, 0 nays, and 9 not voting.

LEGISLATIVE RESOLUTION 61.

Mr. Diers moved that the report on LR 61 be accepted, and LR 61 be adopted.

The motion prevailed with 35 ayes, 0 nays, and 8 not voting.

LEGISLATIVE RESOLUTION 60.

Mr. Diers moved that the report on LR 60 be accepted, and LR 60 be rejected.

The motion prevailed with 23 ayes, 10 nays, and 10 not voting.

LEGISLATIVE RESOLUTION 62.

Mr. Diers moved that the report on LR 62 be accepted, and LR 62 be rejected.

The motion lost with 14 ayes, 17 nays, and 12 not voting.

Mr. Vosoba moved that LR 62 be adopted.

The motion lost with 19 ayes, 9 nays, and 15 not voting.

Visitors

Mr. Forrester introduced Mr. and Mrs. Norval H. Smith of Lincoln.

UNANIMOUS CONSENT—LR 35

Mr. Skarda requested unanimous consent to adopt the following amendment to LR 35:

1. Amend Resolution No. 35 by inserting after "thereto" in last line of paragraph No. 1, the following:

"and the feasibility of prohibiting public power districts and metropolitan utilities districts from selling appliances.".

Mr. Stryker objected.

President Burney Presiding

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 41 LR 57

STANDING COMMITTEE REPORT

Rules Committee

The Rules Committee, after several meetings and careful consideration of all proposed changes in the rules, recommend the following rule changes:

I

Amend Rule 3, section 8, as follows:

"Sec. 8. The Assistant Clerk, appointed by the Clerk of the Legislature, and approved by the Legislature, shall, in the absence of the Clerk, be authorized to exercise all of the duties herein prescribed for the Clerk of the Legislature, including the signing of those papers which may require the signature of the Clerk of the Legislature. *He shall also act as parliamentarian.*".

II

Amend Rule 5, section 1, as follows:

Sec. 1. *Committee on Committees.* At the commencement of each session, the Legislature shall elect a Committee on Committees to consist of thirteen members. *The chairman shall be elected at large by the entire membership. Three members shall be nominated from legislative districts one to ten by the members from such districts; three, from districts eleven to twenty-one by the members from such districts; three, from districts twenty-two to thirty-two by the members from such districts; and three, from districts thirty-three to forty-three by the members from such districts.*

III

Amend Rule 5, section 2, page 8, as follows:

Sec. 2. The Committee on Committees, by a majority vote of all its members, shall recommend to the Legislature for its approval and adoption the following standing committees, each with the number of members as hereinafter set forth, one of whom shall be designated by the Committee on Committees as Chairman thereof:

Agriculture, including conservation, fish and game, livestock and grazing	9 7 members

Banking, Commerce and Insurance	~~9~~	7	members
Budget, including finance, ways and means, and state institutions	~~9~~	*8*	members
Education, including university and normal schools and libraries, and school lands and funds	~~9~~	7	members
Enrollment and Review, including arrangement, phraseology and correlation		1	member
Government and Military Affairs, including state, county and municipal governments, elections and apportionment	~~9~~	7	members
Intergovernmental Cooperation		5	members
Judiciary	~~9~~	7	members
Labor and Public Welfare, including social security and child labor	~~9~~	7	members
Miscellaneous Appropriations and Claims		7	members
Public Health and Miscellaneous Subjects		7	members
Public Works	~~9~~	7	members
Revenue, including taxation, salaries, licenses and fees	~~9~~	7	members
Rules, including procedure and order of business		5	members

IV

Amend Rule 6, Section 9 as follows:

Sec. 9. If the standing committee report on a bill be to postpone indefinitely, the bill shall stand indefinitely postponed; *Provided,* that such bill may be placed on general file or referred back to the standing committee by a majority vote of all the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of all elected members upon motion made more than three legislative days after such committee report. Not more than one bill shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other bill or subject matter. *A motion to raise must be brought to the attention of the Legislature within three legislative days after making the same or it shall be deemed defeated. Consideration of motions pending shall be included in the regular order of business following resolutions.*

V

Amend Rule 9, Section 8 as follows:

1. Line 7 strike word "majority" and the word "the" and substitute words "twenty-two".

2. In the fourth sentence, strike the word "present" and insert in lieu thereof the word "elected".

VI

Amend Rule 12, Section 5 as follows:

1. Reading of bills on General File.

The presiding officer may state that only part of the bill be read and designate that part, unless there be one objection, then the entire bill must be read.

VII

Amend Rule 12, section 6, as follows:

Sec. 6. Advancement to Enrollment and Review for recommendations relative to arrangement, phraseology and correlation, unless indefinitely postponed or recommitted to a standing committee. ~~Advancement to Enrollment and Review from General File for such purpose shall require a majority of those voting, but there must be a minimum of fifteen affirmative votes.~~

VIII

Amend Rule 15 by adding a new section 6 as follows:

Sec. 6. If the standing committee report on a resolution be to postpone indefinitely, the resolution shall stand indefinitely postponed; *Provided,* that such resolution may be considered by the members of the Legislature or referred back to the standing committee by a majority vote of all the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of all elected members upon motion made more than three legislative days after such committee report. Not more than one resolution shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other resolution or subject matter.

(Signed) Edwin T. McHugh, Chairman

Visitor

Mr. Brandt introduced Mr. Glen Fentiman of Unadilla.

Recess

At 11:32 a.m., on a motion by Mr. Romans, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:01 p.m., President Burney presiding.

The roll was called and all members were present except Messrs. Fleming, Peck, Romans, and Wylie who were excused, and Mr. Bridenbaugh who was excused for a short period.

Presented to the Governor

Presented to the Governor for approval on July 7, 1961, at 9:15 a.m.: LB 373 LB 113 LB 279

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 385. Correctly enrolled.

LEGISLATIVE BILL 676. Correctly enrolled.

LEGISLATIVE BILL 578. Correctly enrolled.

LEGISLATIVE BILL 721. Correctly enrolled.

LEGISLATIVE BILL 691. Correctly enrolled.

LEGISLATIVE BILL 12. Correctly enrolled.

LEGISLATIVE BILL 735. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 385 LB 676 LB 578 LB 721 LB 691 LB 12 LB 735 LR 25 LR 61

Visitors

Mr. Brandt introduced Mrs. Glen Fentiman and son, Daniel, of Unadilla.

Ease

The Legislature was at ease from 2:15 until 2:32 p.m.

Speaker Thompson Presiding

STANDING COMMITTEE REPORTS

Rules Committee

The Rules Committee, after further discussion, reconsidered the amendment to Rule 3, Section 8, and decided to not recommend its adoption by the Legislature. (Rule Change No. I)

The committee further amended Rule Change No. III as follows:

Rule 5, Section 2, page 8: Strike the committee shown as "Miscellaneous Appropriations and Claims" and insert in lieu thereof the words "Miscellaneous Subjects". Also, add another committee entitled "Salaries and Claims", consisting of seven members.

(Signed) Edwin T. McHugh, Chairman

SUSPEND RULES—Rule Changes

Mr. President: I move that the rules be suspended to permit consideration of proposed rule changes at this time. (Signed) Edwin T. McHugh

The motion prevailed with 31 ayes, 0 nays, and 12 not voting.

Rule Changes

Mr. McHugh moved that the Standing Committee report, found in this Day's Journal and amending the original Committee report, be adopted.

The motion prevailed.

Mr. McHugh moved that the Standing Committee report on rule change II, found in this Day's Journal, be adopted.

Mr. Bowen offered the following amendment which was adopted with 26 ayes, 11 nays, and 6 not voting:

1. Amend Rule 5, section 1, as follows:

"Sec. 1. At the commencement of each session, the Legislature shall elect a Committee on Committees to consist of thirteen members, one at large, who shall be chairman, and three from each congressional district, *as the districts were constituted on January 1, 1961,* to be nominated by the members residing therein.".

The McHugh motion prevailed as amended with 27 ayes, 9 nays, and 7 not voting.

Mr. McHugh offered the following amendment to rule change III which was adopted:

1. Amend Rule Change III, lines 29 and 30, by striking "and Miscellaneous Subjects".

Mr. Russillo offered the following amendment:

1. Amend the Rules Committee paragraph III as follows:

"Budget - 9 members
Miscellaneous Subjects - 6 members
Judiciary - 6 members".

The Russillo amendment lost.

Mr. McHugh moved that the Standing Committee report on rule change III be adopted as amended.

Mr. Jensen moved the previous question. The motion prevailed with 30 ayes, 2 nays, and 11 not voting.

The McHugh motion prevailed with 29 ayes, 9 nays, and 5 not voting.

Invitation

Invitation from Major General Lyle A. Welch to the members to visit Camp Ripley on August 18 to observe the annual Field Training activities of the Nebraska National Guard.

Quests Escorted

Messrs. Marvel and Gerdes escorted Governor Morrison, Major General Welch and Mr. Bowen to the rostrum. General Welch read a citation commending Mr. Bowen for his services as Chairman of the Government and Military Affairs Committee, and naming him as an Honorary Colonel of the Nebraska National Guard. Governor Morrison administered an oath to Mr. Bowen as an Honorary Colonel in the Nebraska National Guard.

The guests were escorted from the Chamber.

Rule Changes

Mr. McHugh moved that the Standing Committee report on rule change IV, found in this Day's Journal, be adopted.

Mr. Staubitz offered the following amendment which was adopted:

1. Amend proposed rule change IV, line 15, as follows:

Strike *"brought to the attention of"* and insert in lieu thereof *"disposed of by"*.

Mr. Syas offered the following amendment which was adopted:

1. Amend proposed rule change IV, line 15, as follows:

Strike *"three"* and insert in lieu thereof *"five"*.

Mr. Staubitz moved that the Standing Committee report on rule change IV be adopted as amended.

The motion prevailed with 30 ayes, 0 nays, and 13 not voting.

Mr. McHugh moved that the Standing Committee report on rule change V, found in this Day's Journal, be adopted.

Mr. Waldo requested unanimous consent that the following amendment be adopted:

1. Amend proposed rule change V as follows:

Strike lines 1 to 5 inclusive and insert in lieu thereof the following: line 5, strike "The" and insert "After the"; line 6, strike ". Proceedings" and insert ", proceedings"; line 7, insert "elected" after "the"; and line 8, strike "present".

Mr. Adams objected.

Mr. Waldo moved that the foregoing amendment be adopted.

The motion prevailed with 32 ayes, 1 nay, and 10 not voting.

Mr. Stryker Presiding

Mr. McHugh moved that the Standing Committee report on rule change V be adopted as amended.

The motion prevailed with 33 ayes, 1 nay, and 9 not voting.

Mr. McHugh moved that the Standing Committee report on rule change VI, found in this Day's Journal, be adopted.

The motion lost with 21 ayes, 9 nays, and 13 not voting.

Visitors

Mrs. Orme introduced Mr. W. F. Wieland and a group from Baltimore, Maryland.

Mr. McHugh moved that the Standing Committee report on rule change VII, found in this Day's Journal, be adopted.

Mr. Nelson offered the following amendment which was adopted:

1. Amend proposed rule change VII as follows:

"Reinstate the stricken matter through the word 'voting' and insert a period.".

The McHugh motion to adopt rule change VII as amended, lost with 16 ayes, 22 nays, and 5 not voting.

Visitors

Mrs. Orme introduced Mr. and Mrs. Delmar Conrad and children, Frances and Alice, of Escondido, California, and Mr. and Mrs. Harold Heins of David City.

Mr. McHugh moved that the Standing Committee report on rule change VIII be adopted.

The motion prevailed with 36 ayes, 0 nays, and 7 not voting.

MOTION—Adjournment

Mr. President: I move we adjourn until 9:00 a.m., Saturday, July 8, 1961. (Signed) Edwin T. McHugh

The motion lost with 7 ayes, 28 nays, and 8 not voting.

Member Excused

Mr. Moulton was excused at 4:50 p.m., for the remainder of the day.

Rule Changes

Mr. Russillo offered the following rule change which was adopted with 29 ayes, 5 nays, and 9 not voting:

Amend Rule 6, section 8, by adding the following:

"A report on a bill or resolution must be made to the Legislature within eight calendar days after the committee has acted upon the particular measure.".

MOTION—Adjournment

Mr. President: I move we adjourn until 9:00 a.m., Saturday, July 8, 1961. (Signed) Edwin T. McHugh

Mr. Klaver moved to amend the McHugh motion to 8:00 a.m. The motion prevailed.

The McHugh motion prevailed as amended, and at 5:05 p.m., the Legislature adjourned until 8:00 a.m., Saturday, July 8, 1961.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — SEVENTY-SECOND SESSION

ONE HUNDRED TWENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Saturday, July 8, 1961

Pursuant to adjournment, the Legislature met at 8:00 a.m., President Burney presiding.

Prayer was offered by Mr. Adams.

The roll was called and all members were present except Messrs. Peck and Wylie who were excused.

The Journal for the One Hundred Twenty-fifth Day was approved.

MOTION—LR 62

Mr. President: I move that Legislative Resolution 62 be adopted. (Signed) Ross H. Rasmussen

Mr. Vosoba requested a Call of the House.

A Call of the House was ordered and showed 41 members present.

Mr. Lautenschlager moved that the Call be raised. The motion prevailed with 27 ayes, 1 nay, and 15 not voting.

The Rasmussen motion lost with 21 ayes, 19 nays, and 3 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 66.

LR 66 was adopted with 38 ayes, 0 nays, and 5 not voting.

Visitor

Mr. Romans introduced Mr. Ed Viner.

MOTION—Rule Change

Mr. President: I move that Rule 4, Section 12, be repealed. (Signed) Hal Bridenbaugh

The motion lost with 16 ayes, 25 nays, and 2 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 734.

A BILL FOR AN ACT to amend section 81-127, Reissue Revised Statutes of Nebraska, 1943, section 33-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 627, Seventy-second Session, Nebraska State Legislature, 1961, and section 84-710, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 150, Seventy-second Session, Nebraska State Legislature, 1961, relating to state administrative departments; to include the State Racing Commission in the agencies required to submit budgets and statements of expenditures from all funds under its control and to pay receipts into the state treasury as prescribed; to provide an exception; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Adams
Adamson
Bowen
Claussen
Diers
Erlewine
Fleming
Gerdes
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
Moulton
Mahoney
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 7:

Brandt
Bridenbaugh
Burbach
Craft
Forrester
Gerhart
McHugh

Not voting, 3:

Klaver
Peck
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 130.

A BILL FOR AN ACT relating to taxation; to provide a formula for the determination of the actual value of livestock for purposes of assessment for taxation; to provide duties for prescribed public officers; to provide for objections and hearings thereon; and to provide for appeals as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Adams
Adamson
Bowen
Burbach
Claussen
Craft
Diers
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Stalder
Stromer
Stryker
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 7:

Brandt
Bridenbaugh
Klaver
Mahoney
Skarda
Staubitz
Syas

Not voting, 3:

Erlewine
Peck
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 737. With emergency.

A BILL FOR AN ACT to amend sections 39-7,129, 60-403, 60-404, 60-406, 60-407, 60-408, 60-409, 60-411, 60-412, and 60-415, Reissue Revised Statutes of Nebraska, 1943, all as amended by Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961, relating to motor vehicle operators' licenses; to restore provisions respecting motor vehicle operators' licenses as they were before the enactment of Legislative Bill 349, Seventy-second Session, Nebraska State Legislature, 1961; to eliminate obsolete matter; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft

Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Kjar
Lautenschlager
Marvel
McCosh
McHugh
Mahoney
Nelson
Orme
Romans
Ruhnke
Russillo
Skarda
Staubitz
Stromer
Stryker
Thompson
Waldo
Webb

Voting in the negative, 8:

Jensen
Klaver
Knight
Moulton
Rasmussen
Stalder
Syas
Vosoba

Not voting, 2:

Peck
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Member Excused

Mr. McHugh was excused at 9:10 a.m., for a short period.

LEGISLATIVE BILL 736. With emergency.

A BILL FOR AN ACT to repeal section 68-207, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
Moulton
Mahoney
Nelson
Orme
Rasmussen
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 1:

Craft

Not voting, 3:

McHugh
Peck
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Member Excused

Mr. Romans was excused at 9:15 a.m., for a short period.

LEGISLATIVE BILL 276.

A BILL FOR AN ACT to amend sections 32-404, 32-420, 32-428, 32-429, 32-438, 32-453, 32-480, and 33-137, Reissue Revised Statutes of Nebraska, 1943, and section 32-451, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 473, Seventy-second Session, Nebraska State Legislature, 1961, relating to elections; to define a term; to provide for notice of appointment as an election official in certain counties and their duties in respect thereto; to harmonize the provisions thereof with other legislation; to eliminate the requirement of voter making cross or other clear intelligible mark in square opposite of a name written in a ballot; to provide the county boards shall designate polling places; to provide a different method of voting by disabled voters; to provide penalties; to change the time when the canvassing board may start counting votes; to change the procedure for printing ballots of delegates and alternates to a national convention; to increase the compensation of election officials in counties having sixty thousand inhabitants or less; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Forrester
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
Moulton
Mahoney
Nelson
Orme
Rasmussen
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 0.

Not voting, 5:

McCosh
McHugh
Peck
Romans
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 289. With emergency.

A BILL FOR AN ACT making appropriations for the state government of the State of Nebraska for the biennium beginning July 1, 1961, and ending June 30, 1963; to prescribe conditions for the determination of the levy of the state taxes for the state General Fund; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams
Adamson
Bowen
Brandt
Bridenbaugh
Burbach
Claussen
Craft
Diers
Erlewine
Fleming
Gerdes
Gerhart
Hasebroock
Jensen
Kjar
Klaver
Knight
Lautenschlager
Marvel
McCosh
McHugh
Moulton
Mahoney
Nelson
Orme
Romans
Ruhnke
Russillo
Skarda
Stalder
Staubitz
Stromer
Stryker
Syas
Thompson
Vosoba
Waldo
Webb

Voting in the negative, 0.

Not voting, 4:

Forrester
Peck
Rasmussen
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Member's Birthday

Mr. Ruhnke announced that today is Mr. Erlewine's, and also Mrs. Erlewine's, birthdays. The members sang Happy Birthday to them.

Visitors

Mr. Romans introduced Ron Romans and Jim Gomez of Omaha.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on LB 289. (Signed) Ross H. Rasmussen

Presented to the Governor

Presented to the Governor for approval on July 8, 1961, at 9:00 a.m.: LB 735 LB 721 LB 691 LB 676 LB 578 LB 385 LB 12

(Signed) Martha Haines, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 276. Correctly enrolled.

LEGISLATIVE BILL 736. Correctly enrolled.

LEGISLATIVE BILL 737. Correctly enrolled.

LEGISLATIVE BILL 130. Correctly enrolled.

LEGISLATIVE BILL 734. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 276 LB 736 LB 737 LB 130 LB 734 LR 66

RESOLUTIONS

LEGISLATIVE RESOLUTION 67. Re: Speed Limit For Pickup Trucks.

Introduced by Joe T. Vosoba, 23rd District; William B. Brandt, 2nd District; and Willard H. Waldo, 21st District.

WHEREAS, Legislative Bill 190 of this session amended the speed limits, and

WHEREAS, the Attorney General has expressed the opinion that this bill had the effect of reducing the speed limit for pickup trucks, and

WHEREAS, such was not the intent of this Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SEVENTY-SECOND SESSION ASSEMBLED:

1. That it was not the intent of this Legislature to make any reduction in the speed limit for pickup trucks.

2. That all law enforcement officials be requested to enforce the same speed limit for pickup trucks as for passenger cars.

Mr. Brandt requested unanimous consent to add Marvin Lautenschlager as a co-introducer of LR 67. No objections. So ordered.

Mr. Vosoba moved that the rules be suspended and LR 67 be adopted.

The motion prevailed with 38 ayes, 0 nays, and 5 not voting.

Visitors

Mr. Staubitz introduced his wife, and his grandsons, Ward and J. C. Coleman.

Presentation of Gift

On behalf of the members of the Judiciary Committee, Mr. Erlewine presented a gift to Mr. Vosoba, Chairman of the Judiciary Committee. Mr. Vosoba thanked the members for the gift.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 289. Correctly enrolled.

(Signed) William B. Brandt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 289

Appreciation

President Burney expressed his enjoyment in working with the members during this session, and thanked them for their courtesies extended to him.

MOTION—Approve Printing

Mr. President: I move that the Legislature approve the printing of the Permanent Legislative Journal, Session Laws and Separates by Joe Christensen, and letterheads, envelopes and bills by Capitol Printing Company. (Signed) Sam Klaver

The motion prevailed.

MOTION—Group Picture

Mr. President: I move that the University be requested and authorized to place a group picture of the members of the Seventy-second Session in the West Senate Lounge, and that the Legislature express its appreciation for this service. (Signed) Fern Hubbard Orme

The motion prevailed.

MOTION—Mailing Separates to Members

Mr. President: I move that the Clerk be directed to send to each member of the Legislature a file of the bills passed, as soon as printed, and the expense in so doing be paid out of the Legislative expense appropriation. (Signed) Dale Erlewine

The motion prevailed.

MOTION—File Bills and Records

Mr. President: I move that the Chairman of each standing committee be requested to file with the Clerk of the Legislature any bills and standing committee records remaining in his possession, so that a proper record may be made of the final disposition of such bills. (Signed) William B. Brandt

The motion prevailed.

MOTION—Print Rules and Index

Mr. President: I move that the Clerk be authorized to have a revised copy of the Rules and Index printed, as needed. (Signed) Edwin T. McHugh

The motion prevailed.

MOTION—Print Brochure

Mr. President: I move that the Clerk of the Legislature be directed to prepare the usual brochure showing a comparison of the bicameral and unicameral legislative systems and other pertinent data. (Signed) H. L. Gerhart

The motion prevailed.

MOTION—Mailing of Permanent Journal and Session Laws

Mr. President: I move that the Clerk of the Legislature be instructed to send to each Member of the Legislature, and to each authorized member of the Press assigned to the Legislature for the

Seventy-second Session, a copy of the permanent Legislative Journal and Session Laws of the Seventy-second Session, when completed; and that the proper officers of the Legislature be authorized to issue vouchers against the fund provided for expenses of the Seventy-second Session of the Nebraska Legislature in payment of necessary postage or express and necessary wrapping material for sending said Legislative Journal and Session Laws to Members of the Legislature, and that the Press and the members of the Legislature be allowed to keep their Statutes and Supplements and letter files. (Signed) Marvin E. Stromer

The motion prevailed.

MOTION—Committee to Notify Governor

Mr. President: I move that a committee of five be appointed to wait upon the Governor and to advise him that the Legislature has completed its work and is ready to adjourn, and ask him if he has any further message for the Legislature. (Signed) Albert A. Kjar

The motion prevailed and the President appointed the following to serve on said committee: Kjar, Adamson, Burbach, Stryker, and Gerdes.

MOTION—Retain Help

Mr. President: I move that the Clerk of the Legislature be directed to retain such help as may be required to check the bills, supplies, legislative chamber furniture, and otherwise complete the business of the office for the Seventy-second Session of the Legislature, and to employ such help as is necessary during the interim. (Signed) Frank Nelson

The motion prevailed.

MOTION—Appreciation to Administrative Members

Mr. President: I move that this Seventy-second Session of the Nebraska State Legislature express its appreciation to Hugo F. Srb, Francis V. Robinson, John J. Wilson and Emory Burnett, administrative members, in the performance of a very difficult duty to the complete satisfaction of the membership of this body. Without their counsel, advice, and experience, this Legislature would have been hard-put to perform and expedite the duties assumed and performed by its membership.

I further move that we give them a standing vote of confidence and appreciation. (Signed) John Adams, Sr.

The motion prevailed.

MOTION—Appreciation to Lieutenant Governor

Mr. President: I move that this Seventy-second Session of the Nebraska State Legislature give a standing vote of appreciation to the outstanding performance of Lieutenant Governor Dwight Burney, who as Lieutenant Governor, is the presiding officer of this body and has demonstrated to this Legislature an example of impartiality and fairness. (Signed) Arnold Ruhnke

The motion prevailed.

Appreciation

Mr. President: The elective officers and employees of the Seventy-second Session hereby express their appreciation for the privilege of serving this Legislature and for the courtesies extended to them by each and every Member. (Signed) Hugo F. Srb, Clerk of the Legislature

MOTION—Appreciation to Employees

Mr. President: I move that the Legislature take this opportunity to express its gratitude and appreciation of the efficient and conscientious performance of their duties by the employees of this body.

It is through their efforts in part that this body has been able to efficiently perform their duties to serve the people of this State and be it resolved that we want to take this opportunity to express our appreciation of such splendid service. (Signed) William Moulton

The motion prevailed.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 67 LR 58

MOTION—Appreciation to Press

Mr. President: I move that a standing vote of thanks be given to the newspapers and the press associations for their accuracy and fairness in reporting to the people of our State the activities of this Session of the Legislature. (Signed) William R. Skarda, Jr.

The motion prevailed.

MOTION—Appreciation to Radio and TV

Mr. President: I move that this body express its thanks and appreciation to the radio and television stations for broadcasting news of the Legislature to the citizens of the State. (Signed) M. M. Forrester

The motion prevailed.

Communication

June 29, 1961

Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Gentlemen of the Legislature and Mrs. Orme:

As you know, I was taken ill on February 14 and had to undergo two surgical operations in the Veterans Hospital. I was in the hospital eight weeks and upon returning home I suffered a heart attack. I am now getting along slow.

I want to thank every member of the Legislature, their wives, the Lieutenant Governor, the officers and the employees for their kindness shown to me both while I was in the hospital and since recuperating at my home.

I have served as Sergeant-at-Arms since 1933. Hugo Srb and I have been constant companions every session. I wish for all of you the Good Lord who loves us all will keep and bless you.

Sincerely,

(Signed) George L. Santo
George L. Santo

MOTION—Employees' Salaries

Mr. President: I move that the Legislative employees, employed through July 8, 1961, be paid their regular monthly salary until July 15, 1961. (Signed) Richard D. Marvel

The motion prevailed.

MOTION—Present Flags

Mr. President: I move that as evidence of our sincere appreciation of our presiding officers for the fair and impartial performance of their duties, we obtain a Nebraska flag, similar to those previously used for such occasions and present one to Lieutenant Governor Dwight W. Burney and a Nebraska flag to Speaker Don Thompson. (Signed) Ernest H. Staubitz

The motion prevailed with 39 ayes, 0 nays, and 4 not voting.

MOTION—Present Gavel

Mr. President: I move that Lieutenant Governor Dwight W. Burney be presented with the gavel used during the Seventy-second Session of the Nebraska Legislature. (Signed) Peter H. Claussen

The motion prevailed.

MOTION—Present Gavel

Mr. President: I move that Speaker Don Thompson be presented with a gavel, an emblem of his serving as a fair and impartial presiding officer. (Signed) Joe T. Vosoba

The motion prevailed.

Appreciation

Speaker Thompson commended the Legislature for their hard work, and expressed his appreciation to Lieutenant Governor Burney and the members for their cooperation, and for the gavel and State flag. A special commendation was extended to Mrs. Martha Haines, Engrossing Clerk.

MOTION—Present Flag

Mr. President: We move that the Legislature present to Senator John Adams, Sr., a flag of the State of Nebraska, in appreciation for the many years he and his family have dedicated to faithful service to the people of the State of Nebraska. (Signed) Joe T. Vosoba, M. M. Forrester, Sam Klaver, Hans O. Jensen, Albert A. Kjar, Cecil Craft, Lloyd W. Stalder, Lewis Webb, Theodore H. McCosh, Elvin Adamson, George C. Gerdes, William Moulton, William B. Brandt, Michael P. Russillo, W. H. Hasebroock, Edwin T. McHugh, Jack Romans, Marvin Lautenschlager, Ross H. Rasmussen, Don Thompson, Willard H. Waldo, George A. Knight, Fern Hubbard Orme, H. K. Diers, Marvin E. Stromer, Richard D Marvel, Kenneth L. Bowen, Arnold Ruhnke, Dale Erlewine, H. L. Gerhart, Hal Bridenbaugh, Ernest H. Staubitz, George Syas, Harold B. Stryker, J. W. Burbach, Peter H. Claussen, Frank Nelson, Eugene T. Mahoney, William R. Skarda, Jr. and George H. Fleming.

The motion prevailed.

Mr. Adams thanked the members.

MOTION—Appreciation to Chaplain

Mr. President: I move that this Seventy-second Session of the Nebraska State Legislature give a standing vote of appreciation to our Chaplain, Reverend Martin Schroeder. (Signed) Lewis Webb

The motion prevailed.

MESSAGE FROM THE GOVERNOR

July 8, 1961

The President, the Speaker
and Members of the Legislature

Gentlemen and Mrs. Orme:

Governor Morrison has requested me to inform your honorable body that on July 7, 1961, he approved LB 373 and LB 730.

Respectfully,

(Signed) Norman A. Otto
NORMAN A. OTTO
Administrative Assistant

NAO:jf

Presented to the Governor

Presented to the Governor for approval on July 8, 1961, at 11:30 a.m.: LB 289 LB 737 LB 736 LB 734 LB 276 LB 130

(Signed) Martha Haines, Enrolling Clerk

Governor Escorted

The committee appointed to wait upon the Governor, escorted Governor Frank B. Morrison to the rostrum.

Governor Morrison expressed his enjoyment in working with the members and his gratitude for the constant good will that has existed between the Governor's Office and the Legislature.

Adjournment

Mr. President: I move that the Journal for the One Hundred Twenty-sixth Day, as prepared by the Clerk, be approved, and that the Seventy-second Session of the Legislature, having finished all business before it, now (11:46 a.m.) adjourn, sine die. (Signed) Hal Bridenbaugh

The motion prevailed.

Hugo F. Srb
Clerk of the Legislature

CERTIFICATE

I, Hugo F. Srb, Clerk of the Legislature, hereby certify that the foregoing is a true and correct copy of the Legislative Journal of the Seventy-second Session of the Legislature of the State of Nebraska, convened and held in the City of Lincoln, State of Nebraska, January 3, 1961 to July 8, 1961.

(Signed) Hugo F. Srb
Clerk of the Legislature

July 24, 1961
Lincoln, Nebraska

LEGISLATIVE BILLS

Disposed of After Adjournment

Approved by the Governor:

Legislative Bill 113	July 10, 1961
Legislative Bill 279	July 10, 1961
Legislative Bill 289	July 10, 1961
Legislative Bill 735	July 10, 1961
Legislative Bill 12	July 13, 1961
Legislative Bill 130	July 13, 1961
Legislative Bill 276	July 13, 1961
Legislative Bill 385	July 13, 1961
Legislative Bill 578	July 13, 1961
Legislative Bill 676	July 13, 1961
Legislative Bill 691	July 13, 1961
Legislative Bill 721	July 13, 1961
Legislative Bill 734	July 13, 1961
Legislative Bill 736	July 13, 1961
Legislative Bill 737	July 13, 1961

LEGISLATIVE BILLS ENACTED INTO LAW

Seventy-second Session

2	Committee on Judiciary.	Auditor of Public Accounts; expenses
3	Committee on Judiciary.	Agriculture; statute clarification
4	Committee on Judiciary.	Director of Department of Banking; qualifications
5	Committee on Judiciary.	Bingo; statute clarification
6	Committee on Judiciary.	Metropolitan cities; improvement districts; appeal procedure
7	Committee on Judiciary.	Eminent domain; procedure; clarification
8	Committee on Judiciary.	Primary class cities; statute clarification
9	Committee on Judiciary.	First class cities; statute clarification
10	Committee on Judiciary.	Second class cities; statute clarification
11	Committee on Judiciary.	Cities and villages; statute clarification
12	Committee on Judiciary.	Cities and villages; statute clarification
13	Committee on Judiciary.	Corporations; statute clarification
14	Committee on Judiciary.	County government; statute clarification
15	Committee on Judiciary.	Court reporters; statute clarification
16	Committee on Judiciary.	Jury commissioner; statute clarification
17	Committee on Judiciary.	Municipal courts; statute clarification
18	Committee on Judiciary.	Municipal courts; garnishment; statute clarification
19	Committee on Judiciary.	Minors; contributing to delinquency
20	Committee on Judiciary.	Animal Industry; Bureau of; name change
21	Committee on Judiciary.	Criminal procedure; misdemeanors
22	Committee on Judiciary.	Drainage; statute clarification
23	Committee on Judiciary.	Elections; statute clarification
24	Committee on Judiciary.	Fees; statute clarification
25	Committee on Judiciary.	Fire protection districts; statute clarification

26 Committee on Judiciary. Game and fish; statute clarification

27 Committee on Judiciary. Game, Forestation and Parks Commission; statute clarification

28 Committee on Judiciary. Guardian and ward; small estates; statute clarification

29 Committee on Judiciary. Highways and bridges; statute clarification

30 Committee on Judiciary. Infants; statute clarification

31 Committee on Judiciary. Insurance; statute clarification

32 Committee on Judiciary. Irrigation; statute clarification

33 Committee on Judiciary. Jails; Grand Jury; optional inspection

34 Committee on Judiciary. Labor; statute clarification

35 Committee on Judiciary. Secretary of State; Constitutional Amendments Statutes; statute clarification

36 Committee on Judiciary. Mechanics' liens; statute clarification

37 Committee on Judiciary. Liquor Control Act; statute clarification

38 Committee on Judiciary. Livestock; statute clarification

39 Committee on Judiciary. Monopolies and unlawful combinations; statute clarification

40 Committee on Judiciary. Motor vehicles; statute clarification

41 Committee on Judiciary. Paupers, public assistance; statute clarification

42 Committee on Judiciary. Pawnbrokers; statute clarification

43 Committee on Judiciary. Nurses and nursing; statute clarification

44 Committee on Judiciary. Real Property Act, Uniform; clarification

45 Committee on Judiciary. Taxation; statute clarification

46 Committee on Judiciary. Schools; statute clarification

47 Committee on Judiciary. Department of Veterans Affairs; director; qualifications

48 Committee on Judiciary. Game, Forestation and Parks Commission; statute clarification

49 Committee on Judiciary. Historical Land Mark Council; statute clarification

50 Committee on Judiciary. State institutions; statute clarification

51 Committee on Judiciary. Governor; statute clarification

52 Committee on Judiciary. Regents of University; vacancies

53 Committee on Judiciary. Farm warehouse certificate; fee of county clerk

54 Committee on Judiciary. Statutes; obsolete laws repealed

55 Committee on Judiciary. Statutes; unconstitutional laws repealed

56 Committee on Judiciary. Statutes; obsolete laws repealed

57 Committee on Judiciary. Statutes; reissue of Volumes I and IA

59 Syas. Bonds of Indebtedness; redemption by other than issuer

60 Syas. Municipal libraries; board members; terms

61 Committee on Judiciary. Nonprofit corporations; purposes

62 Committee on Judiciary. Nonprofit corporations; effect of repeal of statutes

63 Committee on Judiciary. Union depot companies; incorporation; repeal

64 Committee on Judiciary. Professional associations; incorporation; repeal

65 Committee on Judiciary. Nonprofit corporations; religious corporations; election to come under Act

66 Committee on Judiciary. Protestant Episcopal churches; incorporation; repeal

67 Committee on Judiciary. Educational corporations; incorporation; repeal

68 Committee on Judiciary. Charitable and fraternal societies; incorporation; repeal

69 Committee on Judiciary. Real estate corporations; incorporation; repeal

70 Committee on Judiciary. Bridge companies; effect of repeal of statutes

72 Committee on Judiciary. Corporations; registered agent; office change; procedure

73 Committee on Judiciary. Alimony and child support; judgment; lien

74 Committee on Judiciary. Corporations; effect of repeal of statutes

75 Committee on Judiciary. Law libraries, county

77 Committee on Judiciary. Clerk of district court; fees for employment security cases

78 Committee on Judiciary. Attorneys at law; guardian ad litem; service

79 Committee on Judiciary. Simulated process; use prohibited

81 Bowen et al. Lieutenant Governor; eligibility as candidate for Governor

82 Bowen et al. Lotteries and gift enterprises

83 Bowen et al. Cities and villages; contracts; personal interest of officers

84 Moulton. Metropolitan cities; civil actions; bond not required

85 Moulton. County roads; special improvement district assessments; interest rate

86 Klaver. Bingo permits; municipal; issuance

87 Klaver. Tobacco and cigarettes; licenses

88 Klaver. Health Boards, local; inspections for Department of Agriculture and Inspection

89 Russillo. Metropolitan cities; subdivision of land outside city

91 Rasmussen. County Drainage Act; appeals to district court; right-of-way acquisition
92 Munnelly. Burglary, attempted; definition, penalty
94 Russillo. Sanitary and improvement districts; special assessments; interest rate, payment period
96 Russillo. Legislators; four year terms
99 Skarda. Intoxication; breath, saliva tests
101 Stromer et al. Governor and Lieutenant Governor; joint election; four year terms
102 Committee on Budget. Bill drafting; appropriation
103 Committee on Budget. Legislators' salaries; appropriation
104 Syas et al. Minnow seines or traps; requirements
106 Committee on Budget. Legislative expenses; appropriation
108 Bowen. Village officers and employees; salaries
109 Bowen. Second class cities; water commissioner; designation as public works commissioner
112 Gerdes et al. Livestock; proportional taxation on reciprocal basis
113 Orme et al. Department of Public Welfare created
114 Styker et al. Agricultural Products Research Committee; administration, compensation
115 Diers et al. Vocational Technical School allocation
116 Syas et al. Boats; intoxication tests; registration; penalties
117 Syas et al. Wild turkeys; permits
118 Waldo et al. Nebraska Public Library Commission; secretary; salary
119 Stromer et al. Teachers' certificates; registration
121 Klaver. Telephone calls; emergencies; failure to yield line
123 Russillo. State Treasurer; bond premium; appropriation
124 Ruhnke et al. County school superintendent districts
128 Forrester et al. Cabin trailers; definition, permits
129 Munnelly et al. Villages; off-street parking facilities
130 Jensen et al. Livestock; determination of value
131 Adamson et al. Freight rates for school districts
132 Klaver et al. Bingo; daily report form, place of play, prizes
136 Russillo et al. Highway freeways; rules of road
138 Staubitz. First class cities; storm water sewer districts
140 Stryker et al. Police jurisdiction outside corporate limits
141 Brandt et al. Workmen's Compensation Law; limitation of actions; dependents
142 Staubitz. Second class cities; sanitary sewer extension districts
143 Romans. Truck registration plates; contents
144 Erlewine et al. Agricultural extension work; county appropriation
145 Stromer et al. Uniform Act for Simplification of Fiduciary Security Transfers
149 Gerdes et al. Fort Robinson Museum appropriation repealed

150 Gerdes et al. State Historical Society; deposit of funds in state treasury
151 Gerdes et al. State Historical Society; appropriation of funds required
153 McHugh. Counties over 30,000; sidewalk construction and repair
154 McHugh. Counties; street improvement districts
155 McHugh. Counties; subdivision of real property
156 McHugh. Attorney General, Auditor of Public Accounts, Secretary of State, State Treasurer; salaries
159 Peck et al. Industrial development
161 Vosoba et al. Benefit payments to veterans receiving pensions
162 Waldo et al. First class cities; mayor; voting rights
164 Waldo et al. Handicapped children; state aid for therapy
165 Vosoba et al. Civil defense agency employees; voluntary firemen
166 Bridenbaugh et al. Taxation; refund of unlawful penalties
167 Committee on Government. National Guard armories and facilities; rental charges
168 Committee on Goverment. Military Department; Military Code; definition
169 Committee on Government. Military Department; fund transfer
170 Committee on Government. State Guard; mobilization
171 Orme. Cosmetology; regulations
172 Fleming et al. Oil and Gas Conservation Commission; office
173 Forrester et al. School districts; boundary changes
175 Skarda. Employment Security Law; redetermination of claims; procedure
178 McCosh et al. Road improvement districts; lighting systems; levy increase
179 Stalder et al. Schools districts; land transfers
180 Hasebroock et al. Delinquent real property taxes; county treasurer's report
181 Nelson. Contracting school districts; per pupil costs
182 Gerdes et al. School land leases; nonresidents; forfeiture for default
183 Gerdes et al. Sale of isolated school land tracts
188 Vosoba et al. Highways; flares or reflectors; use; when required
190 Vosoba et al. Highways; speed limits; tow vehicles
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682 Committee on Education. Class VI junior-senior high school districts

684 Committee on Education. Class I districts; six or three member board

685 Committee on Education. Board of Educational Lands and Funds; branch office

686 Knight, upon recommendation of the Governor. Real estate mortgages

687 Committee on Government and Military Affairs. Bowling alleys; pool halls; closing time; counties

688 Committee on Government and Military Affairs. Motor vehicle parking lights; color

689 Committee on Government and Military Affairs. Rental or lease of state lands

690 Committee on Banking, Commerce and Insurance. Oil and gas leases; taxation of royalty interests

691 Committee on Banking, Commerce and Insurance. Insurance companies; directors; qualifications

692 Committee on Banking, Commerce and Insurance. Corporations; stockholders; voting rights

693 Bowen, upon recommendation of the Governor. Hall of Fame Commission

694 Committee on Public Health and Miscellaneous Subjects. Mentally retarded children; schools

695 Burbach, upon recommendation of the Governor. State Board of Engineers and Architects; rental of office space

697 Committee on Revenue. Taxation; estates of deceased persons; prior to 1959

701 Committee on Banking, Commerce and Insurance. Insurance companies; officers and employees; deferred payment of salaries

702 Committee on Government and Military Affairs. First class cities; street improvements; use of sale stabilized base

703 Vosoba, upon recommendation of the Governor. Nebraska Industrial Research Institute

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707 Committee on Revenue. Motor vehicles; tax situs

708 Committee on Banking, Commerce and Insurance. Metropolitan cities; sewer use fees; collection

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713 Bridenbaugh et al, upon recommendation of the Governor. Indians; support; state aid to counties

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730 Moulton, upon recommendation of the Governor. Ungraded milk; sale in municipalities

731 Committee on Banking, Commerce and Insurance. Cemetery districts; area; organization procedure

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734 Knight et al, upon recommendation of the Governor. State Racing Commission; budgeting requirements

735 Knight, upon recommendation of the Governor. Frozen desserts; milk fat requirements

736 Committee on Budget. Expenditures by Department of Public Welfare

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MARVIN LAUTENSCHLAGER

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EUGENE T. MAHONEY

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RICHARD D. MARVEL

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THEODORE H. McCOSH

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EDWIN T. McHUGH

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J. O. PECK

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JACK ROMANS

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ARNOLD RUHNKE

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MICHAEL P. RUSSILLO

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WILLIAM R. SKARDA, JR.

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LLOYD W. STALDER

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GEORGE SYAS

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JOE T. VOSOBA

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WILLARD H. WALDO

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417	Cities and villages, all; multiple purpose bonds
428	Corporations; stockholders' voting rights; capital stock
431	Insurance companies; articles of incorporation; amendments; requirements
441	Foreign corporations; foreclosure actions
443	Public power and irrigation districts; investment of funds
461	Insurance; bid bonds
462	Credit reports; regulations
465	Uniform Principal and Income Act
471	Building and loan associations; interest rate; usury law exemption
477	Unfair Sales Act; trade association actions

482	Collection agencies; regulations
484	Trading stamps; performance bonds required
490	Insurance; unincorporated assessment associations; business authorized
495	State treasurer; investment of state funds
496	County treasurer; investment of funds
533	Fraternal organizations incorporated
536	Liquors; minors; temporary possession authorized
556	Industrial loan and investment companies; interest rate
568	Insurance companies; authorized investments
569	Insurance companies; authorized investments; preferred stock
570	Auditor of Public Accounts; wage withholding for Series E Bond purchases; duties
578	Public power districts; appliance sales
579	Trade names; filing with Secretary of State
580	Installment loans; definition
588	Insurance; licensing of agents; requirements
589	Department of Insurance; fees for process service; actions against unauthorized insurers
590	Banks; assessments for examination
608	Banks and banking; capital stock; minimum requirements; department reports; fees
617	Contracts by nonadmitted insurers; when authorized
618	Title insurance; reserve requirements
620	Insurance rebates; credit extension for hail insurance premiums
626	Life Insurance Board; establishment
632	County treasurer; inheritance tax funds; investment
643	Trading stamps; performance bonds required
650	Real estate investment trusts
665	Public School Security Fund; establish
666	Companies under Investment Company Act; laws applicable
679	Life insurance; mortality tables
680	Life insurance; cash surrender values
686	Real estate mortgages
690	Oil and gas leases; taxation of royalty interests
691	Insurance companies; directors; qualifications
692	Corporations; stockholders; voting rights
700	Installment sales; real property improvement
701	Insurance companies; officers and employees; deferred payment of salaries
702	First class cities; street improvements; use of salt stabilized base
708	Metropolitan cities; sewer use fees; collection
721	Metropolitan Utilities District; appliance sales
724	Group life insurance; labor unions
733	Foreign corporations; secured loans on real estate

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Chairman—Richard D. Marvel

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115	Vocational Technical School allocation
123	State Treasurer; bond premium; appropriation
149	Fort Robinson Museum appropriation repealed
237	Military Department appropriation
288	State officers biennial appropriation
289	Biennial budget
516	Tax commissioner; cash funds; supervisory powers
581	Nebraska School for the Deaf appropriation
671	District judges appropriation for traveling expense
672	Court reporters appropriation for traveling expense
698	Nebraska School for the Deaf, Nebraska School for the Blind; pupils; financial support
709	Legislative Council; legislative fiscal analyst

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Chairman—George Syas

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124	County school superintendent districts
163	Handicapped children; state aid for education
164	Handicapped children; state aid for therapy
173	School districts; boundary changes
179	School districts; land transfers
181	Contracting school districts; per pupil cost
182	School land leases; nonresidents; forfeiture for default
183	Sale of isolated school land tracts
210	Teachers' certificates; suspension
211	Secondary teachers' certificates; privileges of holder
222	Schools; armed services personnel children; tuition
226	Transportation allowance for pupils
232	State Board of Education; federal surplus property; acquisition; distribution
254	Apportionment of school funds
262	Metropolitan cities, primary cities; population classification
265	Primary cities; board of equalization; taxation
266	Schools; tuition; children residing on tax exempt air fields
278	Board of Regents; composition
292	State Board of Education; lease of office space
305	Class II, Class III school districts; board meetings; publication of proceedings

306	Class I districts; budget
308	Business and trade schools; accreditation
309	School retirement system; definitions
317	Reorganization of school districts
351	Class VI school districts; claims; publication
362	School lands; sale at expiration of present leases
399	State Board of Educational Lands and Funds; oil lessees; bond requirement repealed
405	School land leases; bid requirements
411	Trainable children; definition; state aid
425	County, district school superintendent; qualifications
437	University of Nebraska; Cass County tract; sale
464	University of Nebraska; tuition; graduate students; residence
472	Elections; absent, disabled voters' ballots; when available
473	Elections; polling places; instructions to voters
510	University of Nebraska; Genoa land; sale
514	Reorganization of school districts
525	Junior colleges; state aid; tuition rate; power of State Board of Education
526	Junior colleges; organization of districts; requirements
542	Motor vehicles; meeting; passing
593	Weighing stations; effect of weight determinations
596	Trainable mentally retarded children; state aid
603	Apportionment of school funds
631	State Board of Education; terms; election
663	State Normal Schools; arts and science instruction; operation restricted to teacher training
668	Teachers' certificates; emergency and provisional
674	School districts; boundary changes
675	School districts; assignments
681	Class I school districts; withdrawal from rural high school district
682	Class VI junior-senior high school districts
684	Class I school districts; six or three member board
685	Board of Educational Lands and Funds; branch office
699	Class I, Class VI; school district property; transfer
703	Nebraska Industrial Research Institute

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Chairman—Kenneth L. Bowen

58	Special legislative sessions; procedure
59	Bonds of Indebtedness; redemption by other than issuer

60	Municipal libraries; board members; terms
81	Lieutenant Governor; eligibility as candidate for Governor
82	Lotteries and gift enterprises
83	Cities and villages; contracts; personal interest of officers
84	Metropolitan cities; civil actions; bond not required
86	Bingo permits; municipal; issuance
87	Tobacco and cigarettes; licenses
89	Metropolitan cities; subdivision of land outside city
90	Metropolitan cities; gasoline tax receipts; major traffic street improvements
93	State officers; eligible as candidates for other offices
94	Sanitary and improvement districts; special assessments; interest rate, payment period
96	Legislators; four year terms
97	Urban renewal; law operative without election
98	Municipal courts; clerk; bond; receipts
101	Governor and Lieutenant Governor; joint election; four year terms
105	Governor and Lieutenant Governor; joint election; four year terms
108	Village officers and employees; salaries
109	Second class cities; water commissioner; designation as public works commissioner
111	Legislators; four year terms
113	Department of Public Welfare created
122	Congressional districts; apportionment
132	Bingo; daily report form, place of play, prizes
137	Cities and villages; street improvements
140	Police jurisdiction outside corporate limits
152	Cities of first class; annexation of contiguous areas
153	Counties over 30,000; sidewalk construction and repair
154	Counties; street improvement districts
155	Counties; subdivision of real property
157	County Commissioners; election; counties over 30,000
159	Industrial development
162	First class cities; mayor; voting rights
167	National Guard armories and facilities; rental charges
168	Military Department; Military Code; definition
169	Military Department; fund transfer
170	State Guard; mobilization
195	Congressional district apportionment
201	Metropolitan cities; services for annexed area
204	Metropolitan cities; utilities district elections
217	Legislative redistricting
221	Disability of Governor; how determined
224	Election; corrupt practices; campaign literature
233	First class cities; boundaries; annexation

269	Urban renewal; members of authority; election
270	Two party ballot for primary elections
277	Registration of electors
279	Department of Public Institutions created
296	Villages; establishment prohibited
312	Congressional districts; apportionment
344	First class cities; officers; street commissioner
352	Legislative districts; apportionment
353	Legislature; membership increase
354	Legislative redistricting; constitutional amendment
360	Metropolitan cities; county zoning
369	Board of Control; appointment of members
371	Department of Agriculture and Inspection; food production and distribution; duties transferred
375	Penal institutions; transfer control
377	Board of Pardons; constitutional amendment
403	First class cities; storm water sewers; property acquisition
419	Municipal improvements; combination
430	Department of Aeronautics; executive department
433	Urban redevelopment
455	Public defender; counties over 200,000
466	Records Management Act
470	Executive highway commission
476	Hospital Sinking Fund Act
491	Ratification of District of Columbia amendment; constitutional amendment
497	Garbage disposal plants; maintenance outside corporate limits
499	First class cities; administrator; appointment; duties
518	Civil service; sheriff's office; counties over 200,000
537	Motor Vehicle Fuel Taxes; Department of Agriculture and Inspection; duties transferred
538	Aircraft gasoline tax; tax commissioner; duties
539	Cigarette tax; Tax Commissioner; duties
540	Oil and gas severance tax; duties of Tax Commissioner
541	Department of Health; apartment houses, hotels, motels, tourist camps, boarding houses; duties
548	State and local records management
592	Congressional districts; apportionment
607	Conflicts as to powers outside corporate limits
614	Administrative agencies; public hearings on rules filed with Clerk of Legislature
624	County; public parks and grounds; powers
630	State administrative departments; civil service system
638	Governor; line of succession to office
644	Congressional districts; apportionment
647	Department of Insurance; reorganization
662	Retail liquor licenses; maximum number

667 County zoning powers; primary cities
710 Motor carriers; certificates of convenience and necessity
713 Indians; support; state aid to counties
714 State Capitol; office space rental
716 Housing Cooperation Law; aged

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Chairman—Joe T. Vosoba

2 Auditor of Public Accounts; expenses
3 Agriculture; statute clarification
4 Director of Department of Banking; qualifications
5 Bingo; statute clarification
6 Metropolitan cities; improvement districts; appeal procedure
7 Eminent domain; procedure; clarification
8 Primary class cities; statute clarification
9 First class cities; statute clarification
10 Second class cities; statute clarification
11 Cities and villages; statute clarification
12 Cities and villages; statute clarification
13 Corporations; statute clarification
14 County government; statute clarification
15 Court reporters; statute clarification
16 Jury commissioner; statute clarification
17 Municipal courts; replevin; statute clarification
18 Municipal courts; garnishment; statute clarification
19 Minors; contributing to delinquency
20 Animal Industry; Bureau of; name change
21 Criminal procedure; misdemeanors
22 Drainage; statute clarification
23 Elections; statute clarification
24 Fees; statute clarification
25 Fire protection districts; statute clarification
26 Game and fish; statute clarification
27 Game, Forestation and Parks Commission; statute clarification
28 Guardian and ward; small estates; statute clarification
29 Highways and bridges; statute clarification
30 Infants; statute clarification
31 Insurance; statute clarification
32 Irrigation; statute clarification
33 Jails; Grand Jury; optional inspection
34 Labor; statute clarification
35 Secretary of State; Constitutional Amendments Statutes; statute clarification
36 Mechanics' liens; statute clarification

37 Liquor Control Act; statute clarification
38 Livestock; statute clarification
39 Monopolies and unlawful combinations; statute clarification
40 Motor vehicles; statute clarification
41 Paupers, public assistance; statute clarification
42 Pawnbrokers; statute clarification
43 Nurses and nursing; statute clarification
44 Real Property Act, Uniform; clarification
45 Taxation; statute clarification
46 Schools; statute clarification
47 Department of Veterans Affairs; director; qualifications
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50 State institutions; statute clarification
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52 Regents of University; vacancies
53 Farm warehouse certificate; fee of county clerk
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55 Statutes; unconstitutional laws repealed
56 Statutes; obsolete laws repealed
57 Statutes; reissue of Volumes I and IA
61 Nonprofit corporations; purposes
62 Nonprofit corporations; effect of repeal of statutes
63 Union depot companies; incorporation; repeal
64 Professional associations; incorporation; repeal
65 Nonprofit corporations; religious corporations; election to come under Act
66 Protestant Episcopal churches; incorporation; repeal
67 Educational corporations; incorporation; repeal
68 Charitable and fraternal societies; incorporation; repeal
69 Real estate corporations; incorporation; repeal
70 Bridge companies; effect of repeal of statutes
71 Nonprofit corporations; corporate purposes
72 Corporations; registered agent; office change; procedure
73 Alimony and child support; judgment; liens
74 Corporations; effect of repeal of statutes
75 Law libraries; county
76 Juries; instructions of court
77 Clerk of district court; fees for employment security cases
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79 Simulated process; use prohibited
80 Supreme Court; retired judges; service as acting judges
92 Burglary, attempted; definition, penalty
121 Telephone calls; emergencies; failure to yield line

134 Constitutional Convention; proposal
139 County attorneys; deputy; when full time
141 Workmen's Compensation Law; limitation of actions; dependents
176 Household goods, wearing apparel liens; enforcement
184 State institutions; management by Governor through Board of Control
185 Legislators ineligible as candidates for state office
186 Speeding convictions; penalties
192 Justice of the peace; bail; cash deposit
203 Criminal procedure; misdemeanor cases; payment of costs
225 County attorneys; deputies; appointment; compensation
229 Primary cities; elections; eminent domain powers; libraries; railroad crossings
241 School lands; oil and gas leases; forfeiture
242 Oil and gas leases; public lands; agreements
243 Oil and gas conservation; service of notice
244 Oil and gas conservation; well-spacing; elimination of exception
245 Oil and gas; nonresident explorers; process service
246 Old age assistance; lien; recording; effect
247 Oil and Gas Conservation Act; compliance bonds
255 Highway use tax receipts for highway purposes only
257 Process service against nonresident partnerships or associations
258 County attorneys; quarterly reports; waiver by county board
259 Guardian and wards; sale of improvements on real property
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276 Elections; counting boards; voter instruction; national convention delegates; officials; polling places; population definition; write-in procedure
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281 Elections; compensation of supervisors of registration
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302 Weapons; possession; regulations; penalties
307 Second class cities; parks, public grounds; regulation and control
315 Judicial selection; constitutional amendment
318 Jails; loitering in vicinity, communication with prisoners; prohibited; penalty
332 Jails; sheriffs' annual reports
342 Children born out of wedlock; effect of order establishing paternity
347 Credit cards; regulations; prohibited uses; penalties
355 Law making powers of county boards
356 County records; destruction
357 County clerk; lis pendens; discharge; duties
374 Central Reception Center at Reformatory
376 Reformatories; indeterminate sentences
378 Primary cities; obsolete laws repealed

384	Garnishment proceedings; process
385	Judicial districts; district court
386	Reports from clerks of district court
387	District court judges; assignment to other districts
388	Judgments; rendition; entry; procedure
389	Extradition procedure
390	Forfeiture of cash bail bonds
391	Probate of wills of nonresidents
392	Decedents' estates; surviving spouse; election under will or statute
393	State sheriff; deputies; actions against; venue
394	Supreme court; review of criminal cases
395	Municipal courts; jurisdiction
396	Justice of the peace; districts
397	Municipal courts; substitution for justices of the peace and police judges
402	Liens; special assessments
406	Personal property; larceny by lessee; penalty
407	Eminent domain; district court; appeal from condemnation award; procedure
408	Eminent domain; appraisers' fees
418	Court reporter fees
434	Bills of exceptions; cost; taxation
445	Clerk of district court; election in counties 7,000 or more
447	Children born out of wedlock; Uniform Act on Paternity
459	Physicians' fee for intoxication tests; taxed as costs
463	Eminent domain; damages; elements considered
468	Power districts and corporations; easement contracts with fiduciaries
493	Guardian and ward; mortgaging real property of ward
502	Game, Forestation and Parks Commission; powers of conservation officers
505	Public records; public inspection; free copies
506	Mortgage foreclosures; stay of execution
507	Telephone rates; powers of State Railway Commission
524	Motor vehicles; in transit operation without registration
532	Motor vehicle operators' licenses; revocation or suspension orders; evidence
534	Motor vehicle title certificate transfers between spouses
553	Capital punishment; restrictions
559	Motor vehicle; operator with license revoked; vehicle seizure
565	Fees; Secretary of State
594	Weighing stations; Department of Motor Vehicles, functions transferred
595	Department of Motor Vehicles; fleets in interstate commerce; proportional registration
602	Supreme Court Judges; selection; constitutional amendment
619	Reclamation districts; appellate procedure

637 Juvenile courts; definition; jurisdiction
657 Sale of county property acquired through assistance liens
660 Clerk of the District Court; records required
669 Abandonment of rented motor vehicle
683 Oil, gas and mineral leases; assignment; written consent
689 Rental or lease of state lands
711 Pawnbrokers; sale of pledged goods
715 Workmen's Compensation Law; employees; injuries; compensation
718 Elected county officers; hours; salaries
722 Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts; four year term
723 Sedition; definition; penalty

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Chairman—Jack Romans

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161 Benefit payments to veterans receiving pensions
165 Civil defense agency employees; voluntary firemen
175 Employment Security Law; redetermination of claims; procedure
177 Old age assistance; amount per person
223 Employment regulations; age discrimination
228 Workmen's Compensation Law; death, disability benefits; amount
275 Employment practices during labor disputes
291 Aid to disabled; amount
294 Wage and Hour Act
311 Workmen's Compensation Law; medical witness fees; allowance
334 Adoptive children; birth certificates
337 Collective bargaining; jurisdiction of Court of Industrial Relations
364 Veterans' Day; no state business
368 Firemen; hours of duty
381 Blind assistance; amount
383 Boiler inspection fees
426 Division of Employment Security; name change
429 Blind assistance; amount
432 Blind persons; vending stands on state owned property
453 Employment practices; medical examinations
454 Employment agencies; licensing; regulations
460 Assistance; legal settlement; how determined
474 Crippled Children's Committee; expense reimbursement
481 Assistance; reciprocity with other states
513 Division of Employment Security; contributory retirement system for employees
543 Children; employment at golf courses

549 Fair Employment Practice Act, State
550 State employees; vacation allowance
564 Department of Labor; wage disputes; jurisdiction
611 Labor unions; gross receipts tax
612 Labor unions; regulations
615 Department of Roads; wage rates, predetermination
621 Nebraska Commission for the Blind; create
622 Freight routing; control
623 State institution inmates; county liability for maintenance
625 Blind persons; revolving fund for rehabilitation
629 Railroads; track motor cars; required equipment
642 Medical assistance for aged
648 Nebraska School for the Blind; name change; educational programs
649 Handicapped children; definition
653 Labor unions; regulations
658 Child labor; prohibited employment
659 Female employees; employment regulations
670 Unfair labor practices; definition
676 Obscene matter; distribution; penalties

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Chairman—Peter H. Claussen

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151 State Historical Society; appropriation of funds required
248 Schools; retirement system; payments on death before retirement
285 Commission on Intergovernmental Cooperation; appropriation
286 Commission on Uniform State Laws appropriation
316 State Racing Commission; expenditures; monthly reports to Tax Commissioner
379 Legislative Council; legal assistance appropriation

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Chairman—Sam Klaver

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99 Intoxication; breath, saliva tests
116 Boats; intoxication tests; registration; penalties
127 Sanitarians; Board of Registration; create
129 Villages; off-street parking facilities

135	Notaries public; seal
143	Truck registration plates; contents
160	Disposition of unclaimed property
171	Cosmetology; regulations
172	Oil and Gas Conservation Commission; office
194	Centennial Commission; establishment
202	Wrestling, boxing contests; tax
205	Dogs; county control; owners' liability
207	Motor vehicle number plates; luminescent background
216	Recognized veterans' organization; definition
230	Osteopathy; regulations
235	Pharmacy; regulations
252	Juvenile Courts; Supreme Court reports for each judge
253	Publicly-owned motor vehicles; exemption from registration fees
267	Soldiers and sailors; county service committee, county veterans' service officer
268	Railroad employees; safety, shelter and health measures
271	Public accountant; eligible as state board member
283	Motor vehicle renewal tabs; issuance
299	State Railway Commission; constitutional amendment
303	Probationary motor vehicle operators' licenses; distinctive color and design
304	State publications; distribution to University of Nebraska
319	Fluoridation of water
326	Department of Health; confidential nature of certain records
328	Metropolitan cities; compensation to county for fund collections
329	County clerk; fees
333	Hospitals; basic standards; exemptions
335	Death certificates
358	New motor vehicles; safety belts required
366	Frozen food locker plants; definitions
367	Water pollution; control council; members, procedures, compensation
404	Mosquito control
410	Hospitals; license and inspection fees
420	Election contests
435	Sheriffs; fees, mileage allowance
442	Justice of the peace; records; disposition
451	Slaughterhouses; definition; poultry regulation
452	Railroad caboose cars; drinking water equipment
478	Atomic development activities; regulations
479	County warrants; requirements
487	Promotional property outside state; state control of sales
488	State Real Estate Commission; membership; appeal procedure; brokers' licenses
501	Drunken driving convictions; prior offenses
509	Motor vehicle number plates; "Beef State"; deletion
511	Distinctive motor vehicle number plates; Congressmen, Legislators

515 Ham; sale prohibited; penalty
517 Physicians, surgeons, nurses; emergency care; immunity
520 Barber schools or colleges; operation for profit
521 State song; selection procedure
527 Inspection and certification of milk plants
562 Beverage containers for soft drinks; nonreturnable
563 Beverage containers for beer; nonreturnable
576 Motor vehicle operators' licenses; examination; renewal requirement
584 Motor vehicle number plates; contents
609 Sheriffs; prisoners; fees for boarding
610 Sanitary and improvement districts; fire protection; water service; additional powers
627 Podiatry; definitions; regulations
635 Access Road Fund; establishment; use
639 Livestock; humane slaughter
640 Plumbers; licensing in first class cities
677 State Historical Society; gifts, acceptance
678 Cemetery districts; organization procedure
687 Bowling alleys, pool halls; closing time; counties
688 Motor vehicle parking lights; color
693 Hall of Fame Commission
694 Mentally retarded children; schools
695 State Board of Engineers and Architects; rental of office space

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Chairman—Arnold Ruhnke

85 County roads; special improvement district assessments; interest rate
91 County Drainage Act; appeals to district court; right-of-way acquisition
95 Interstate highway; advertising regulation
110 Watershed districts; establishment authorized
131 Freight rates for school districts
133 Eminent domain; damages; how determined
136 Highway freeways; rules of road
138 First class cities; storm water sewer districts
142 Second class cities; sanitary sewer extension districts
158 Sanitary and Improvement Districts; boundary changes; procedure
178 Road improvement districts; lighting systems; levy increase
187 Interstate highway; unlawful uses
188 Highways; flares or reflectors; use; when required
189 Highways; speed limits
190 Highways; speed limits; tow vehicles

191	Railroad crossings; powers of Department of Roads
218	Department of Roads; jurisdiction in municipalities; rules of road; speed limits; reports; right-of-way
219	Temporary operation without motor vehicle registration
231	Truck tolerance increase
261	Railroad intersection warning signs; duties
263	Gasoline Tax Fund; distribution
273	Watershed districts; enlargement; directors; powers
284	Airports; zoning
290	Alfalfa harvesting machinery; movement
293	County roads; vacation or abandonment; title to right-of-way
297	Sanitary drainage districts; dissolution; contracts with watershed districts
298	Speed limits
310	Telephone line construction; certificates of convenience
313	Advertising along Interstate Highway
343	Soil and conservation districts; purposes
349	Drivers' licenses; colored photograph
350	Tractor testing; exemption
361	Motor vehicle fuel tax; refunds; boat use
365	Motor vehicle operators' licenses; armed forces personnel; renewal of licenses
382	Nebraska School for the Blind; real property; sale authorized
400	Board of Education of State Normal Schools; easement to Chadron
416	Motor vehicle registration fees; amount retained by county treasurers
424	Nonuniform freight rates; establishment for intra-state shipments
427	Grain transporters; licensing requirements repealed
436	Highways; contractors' bidding qualifications; certification
444	Acquisition of assets of public power districts
446	Traffic lights; requirements
448	Ground water; plugging, registration of wells; drillers' certificates
449	Irrigation; district tolls and charges; how fixed
456	Motor vehicle operator's license revocation or suspension; graduated scale of penalties
469	Power districts and corporations; transmission lines; customers' service connections
480	Drainage districts; separate areas for cost allocation
483	Electrical contractors; regulations
494	Public Power Commission; establish Department of Public Power
503	Irrigation districts; compensation of directors and employees
504	Railroad crossings; automatic protection
512	Irrigation wells; location; municipalities
519	First class cities; limited street improvement districts
522	Flood control; county powers
523	Dams; construction for reservoir purposes

528	Motor vehicle transporters; regulations
531	Motor vehicles; length limitation increase
545	Telephone lines; extension into territory of other companies
547	Motor carrier fees
551	Railroad grade crossings; protection
555	Motor vehicles; excess weight or size; special permits
558	Outdoor advertising; regulations
574	Advertising devices adjacent to state highways
583	Highways; lights interfering with drivers' vision
599	Transmission lines; seven hundred volt extensions; customers' service connections
605	Nebraska Public Power Committee
606	Wholesale electrical districts; retail sales; restrictions
613	Director of Water Resources; powers
633	Motor carriers of livestock; regulations
634	Motor carriers of livestock; trip permits
651	Mail boxes; distance located from highways
652	Highways; turnouts opposite farmstead drives
656	Local truck classification standards
673	Niobrara River and Ponca Creek Compact
704	Gas distribution districts; formation, taxes, charges, collection
705	Highways; acquisition of property; authority for financing
728	Department of Roads; land acquisition

Revenue

Chairman—J. W. Burbach

100	Cabin trailers; regulation and taxation by metropolitan cities
107	Machinery and equipment; municipal levy
112	Livestock; proportional taxation on reciprocal basis
118	Nebraska Public Library Commission; secretary; salary
126	Head tax reduction
128	Cabin trailers; definition, permits
130	Livestock; determination of value
156	Attorney General, Auditor of Public Accounts, Secretary of State, State Treasurer; salaries
166	Taxation; refund of unlawful penalties
174	Separate taxation of oil and gas interests
180	Delinquent real property taxes; county treasurer's report
193	State Institutional and Military Department Building Fund; Governor's allocation; purposes

206	Intangibles; failure to report for taxation; penalty
208	State park system; tax levy increase
212	Apportionment of intangible property tax
220	State Park system; concession leases; in lieu of tax payments
227	Livestock; average inventory basis for taxation
251	Department of Roads; retirement system for employees
256	Tax collections in error; refunds
264	Retirement benefits for county employees
274	Election officials; compensation
287	Fund use restriction repealed
295	Assessment of real property
322	Adjutant General; salary
327	Register of deeds; fees
330	County judge; fees; wills
331	County judge; fees; increase
339	Motor vehicles; Certificate of Title Act; fees
341	Real property taxes; when delinquent; counties over 200,000
348	Supreme Court; clerk, reporter; salary
359	Cemetery property; when taxable
373	County officers; salaries
380	Sales tax
398	Inheritance tax receipts; use by counties
401	District court judges; Supreme Court Judges; salaries
409	Firemen; head tax exemption
412	Municipal improvement; tax levy limit
415	Taxation; township cemeteries
421	Sales and income tax
422	Property tax; levy by state prohibited; reallocation of taxes collected
423	Securities; gross income tax
438	Intangible property tax; apportionment
439	Situs for taxation of personal property
440	Taxation; building and loan associations
467	Taxation; nonprofit corporation property; when exempt
475	County officers; fees; salaries
486	Home for Aged Construction Act
489	Motor vehicles; tax credit on dealer sales
492	Personal taxes; protests; merchandise inventories
500	Taxation; goods in transit
508	Motor vehicle fuel tax; reduction
529	Special Fuel Tax Act; gases included
530	Taxation; motor vehicles; reduction for use outside state
544	Judges' retirement system; municipal judges included
546	County treasurer; distribution of gasoline tax
557	County treasurer; funds; time deposits
560	Taxation of rural property for school purposes; method
561	Appropriation increase restricted on enactment of sales or income tax
567	Rooms and meals tax
571	School retirement system; service annuity increase

573	Commissioner of Labor, Director of Motor Vehicles; salaries
575	Motor vehicle operators' license fees; increase apportionment
591	Class V school districts; retirement system
597	Agricultural Products Research Committee; patents developed; title and disposition
598	State Railway Commission; members; salary
600	Grain warehouses; license fees
601	Game, Forestation and Parks Commission; retirement system for employees
604	County surveyor; per diem fees
616	Livestock; March 1 tax date
628	Livestock; proportional taxation between counties
645	Intangible property tax exemption; charitable trusts
646	Intangibles; tax situs
655	Liquors; labeling requirements
661	Election officals compensation
664	Liquors; tax increase
697	Taxation; estates of deceased persons; prior to 1959
707	Motor vehicles; tax situs
719	Liquors; license renewal procedure; protests
720	State Investment Board; establish

SUMMARY OF LEGISLATIVE BILLS

Total Number of Bills Introduced 737

The following table shows the final disposition
of each bill

Approved by the Governor, 462:

2 3 4 5 6 7 8 9 10 11 12 13 14
15 16 17 18 19 20 21 22 23 24 25 26 27
28 29 30 31 32 33 34 35 36 37 38 39 40
41 42 43 44 45 46 47 48 49 50 51 52 53
54 55 56 57 59 60 61 62 63 64 65 66 67
68 69 70 72 73 74 75 77 78 79 81 82 83
84 85 86 87 88 89 91 92 94 96 99 101 102
103 104 106 108 109 112 113 114 115 116 117 118 119
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265 266 267 271 273 274 276 279 280 281 282 284 285
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305 307 308 309 310 313 315 318 319 321 322 323 324
325 326 327 329 330 331 332 333 334 335 339 341 343
344 345 346 347 349 350 356 363 364 365 367 372 373
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460 461 464 466 468 469 471 472 473 476 477 479 480
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502 503 504 505 506 507 510 513 515 517 519 521 522
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568 569 574 578 579 580 581 585 588 589 593 597 600
603 604 605 608 609 610 615 618 619 620 623 624 625
627 632 634 635 637 638 640 648 649 650 651 653 654
655 656 657 661 666 667 669 671 672 673 674 676 677

678 679 680 681 682 684 685 686 687 688 689 690 691
692 693 694 695 697 701 702 703 706 707 708 709 710
711 712 713 714 717 719 721 723 724 725 726 727 729
730 731 732 734 735 736 737

Became Law Without Governor's Signature, 2:

195 489

Passed Notwithstanding Objection of the Governor, 1:

622

Returned by the Governor Without Approval, 1:

148

Failed on Final Reading, 5:

250 316 514 594 699

Indefinitely Postponed, 231:

58 76 80 90 93 95 97 105 107 110 111 120 122
126 127 133 134 135 137 139 146 152 157 158 160 174
176 177 185 186 187 189 191 193 200 201 203 207 222
223 224 226 227 228 230 231 232 233 236 248 251 253
254 255 263 268 269 270 272 275 277 278 283 293 294
295 300 303 306 311 312 314 317 320 336 337 338 340
342 348 351 352 353 354 355 357 358 359 360 361 362
366 369 370 371 375 377 379 380 383 384 389 399 401
410 413 415 421 422 423 427 429 430 438 439 443 444
447 449 450 451 452 453 454 456 463 465 467 470 474
478 483 484 488 490 494 508 509 511 512 518 520 525
526 527 529 530 531 534 535 536 537 538 539 540 541
544 545 546 548 549 551 552 553 554 558 560 561 562
563 564 567 570 571 572 573 575 576 577 582 583 584
586 587 591 592 596 598 599 601 602 606 607 611 612
613 614 617 621 626 628 629 630 631 633 639 641 642
643 644 645 647 652 658 659 663 664 668 670 683 696
698 700 704 705 715 716 718 722 728 733

Withdrawn, 35:

1 71 98 100 125 147 163 184 216 220 260 298 328
368 414 446 457 458 462 475 482 486 516 557 566 590
595 616 636 646 660 662 665 675 720

Total Bills to Become Law 465

CHRONOLOGY OF BILLS

Seventy-second Session

LEGISLATIVE BILL 1 By Moulton

			Page
Jan.	4	Read first time	20
Jan.	4	Rules suspended. Withdrawn	27

LEGISLATIVE BILL 2 By Committee on Judiciary

Jan.	5	Read first time	32
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	23	Placed on General File	173
Jan.	24	Referred for review	196
Feb.	1	Placed on Select File	327
Feb.	2	Referred for engrossment	338
Feb.	7	Correctly engrossed	367
Feb.	10	Final Reading	400
Feb.	13	Correctly enrolled. Signed by President	412
Feb.	14	Presented to Governor	416
Feb.	14	Approved by Governor	428

LEGISLATIVE BILL 3 By Committee on Judiciary

Jan.	5	Read first time	32
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
June	1	Placed on General File	1560
June	2	Referred for review	1583
June	7	Placed on Select File	1644
June	8	Referred for engrossment	1680
June	13	Correctly engrossed	1716
June	16	Final Reading	1773
June	19	Correctly enrolled. Signed by Speaker	1782
June	20	Presented to Governor	1799
June	22	Approved by Governor	1878

LEGISLATIVE BILL 4 By Committee on Judiciary

Jan.	5	Read first time	32
Jan.	6	Referred to Committee on Judiciary	71

			Page
Jan.	10	Notice of hearing	92
Jan.	23	Placed on General File	173
Jan.	24	Referred for review	196
Feb.	1	Placed on Select File	327
Feb.	2	Referred for engrossment	338
Feb.	6	Correctly engrossed	364
Feb.	9	Final Reading	390
Feb.	10	Correctly enrolled. Signed by President	399
Feb.	13	Presented to Governor	411
Feb.	14	Approved by Governor	428

LEGISLATIVE BILL 5 By Committee on Judiciary

Jan.	5	Read first time	32
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	23	Placed on General File	173
Jan.	24	Considered. Referred for review	196
Feb.	1	Placed on Select File	327
Feb.	2	Referred for engrossment	338
Feb.	7	Correctly engrossed	367
Feb.	10	Final Reading	401
Feb.	13	Correctly enrolled. Signed by President	412
Feb.	14	Presented to Governor	416
Feb.	14	Approved by Governor	428

LEGISLATIVE BILL 6 By Committee on Judiciary

Jan.	5	Read first time	32
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	23	Placed on General File	173
Jan.	24	Referred for review	196
Feb.	1	Placed on Select File	327
Feb.	2	Referred for engrossment	338
Feb.	7	Correctly engrossed	367
Feb.	10	Final Reading	402
Feb.	13	Correctly enrolled. Signed by President	412
Feb.	14	Presented to Governor	416
Feb.	14	Approved by Governor	428

LEGISLATIVE BILL 7 By Committee on Judiciary

Jan.	5	Read first time	33
Jan.	6	Referred to Committee on Judiciary	71

			Page
Jan.	10	Notice of hearing	92
Jan.	23	Placed on General File	173
Jan.	24	Referred for review	197
Feb.	1	Placed on Select File	327
Feb.	2	Referred for engrossment	338
Feb.	8	Correctly engrossed	374
Feb.	14	Final Reading	418
Feb.	15	Correctly enrolled. Signed by President	432
Feb.	16	Presented to Governor	444
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 8 By Committee on Judiciary

Jan.	5	Read first time	33
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	209
Feb.	2	Placed on Select File	335
Feb.	3	Referred for engrossment	347
Feb.	7	Correctly engrossed	367
Feb.	10	Final Reading	402
Feb.	10	Explanation of vote	403
Feb.	13	Correctly enrolled. Signed by President	412
Feb.	14	Presented to Governor	416
Feb.	14	Approved by Governor	428

LEGISLATIVE BILL 9 By Committee on Judiciary

Jan.	5	Read first time	33
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	209
Feb.	2	Placed on Select File	335
Feb.	3	Referred for engrossment	347
Feb.	8	Correctly engrossed	374
Feb.	14	Final Reading	419
Feb.	15	Correctly enrolled. Signed by President	432
Feb.	16	Presented to Governor	444
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 10 By Committee on Judiciary

Jan.	5	Read first time	33
Jan.	6	Referred to Committee on Judiciary	71

			Page
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	210
Feb.	2	Placed on Select File	335
Feb.	3	Referred for engrossment	347
Feb.	8	Correctly engrossed	375
Feb.	14	Final Reading	420
Feb.	15	Correctly enrolled. Signed by President	432
Feb.	16	Presented to Governor	444
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 11 By Committee on Judiciary

Jan.	5	Read first time	33
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	210
Feb.	2	Placed on Select File	335
Feb.	3	Referred for engrossment	347
Feb.	8	Correctly engrossed	375
Feb.	14	Final Reading	420
Feb.	15	Correctly enrolled. Signed by President	432
Feb.	16	Presented to Governor	444
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 12 By Committee on Judiciary

Jan.	5	Read first time	34
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
June	14	Placed on General File	1728
June	19	Referred for review	1792
June	23	Recalled to General File	1896
June	23	Referred for review	1897
June	27	Placed on Select File	1911
June	28	Referred for engrossment	1944
June	30	Correctly engrossed	1967
July	7	Change of order. Final Reading	2005
July	7	Correctly enrolled. Signed by President	2017
July	8	Presented to Governor	2029
		Approved by Governor	2037

LEGISLATIVE BILL 13 By Committee on Judiciary

Jan.	5	Read first time	34
Jan.	6	Referred to Committee on Judiciary	71

			Page
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	210
Feb.	2	Placed on Select File	335
Feb.	3	Referred for engrossment	348
Feb.	8	Correctly engrossed	375
Feb.	14	Final Reading	421
Feb.	15	Correctly enrolled. Signed by President	432
Feb.	16	Presented to Governor	444
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 14 By Committee on Judiciary

Jan.	5	Read first time	34
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	210
Feb.	2	Placed on Select File	336
Feb.	3	Referred for engrossment	348
Feb.	9	Correctly engrossed	388
Feb.	14	Final Reading	422
Feb.	15	Correctly enrolled. Signed by President	432
Feb.	16	Presented to Governor	444
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 15 By Committee on Judiciary

Jan.	5	Read first time	34
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	210
Feb.	2	Placed on Select File	336
Feb.	3	Referred for engrossment	348
Feb.	9	Correctly engrossed	388
Feb.	14	Final Reading	423
Feb.	15	Correctly enrolled. Signed by President	432
Feb.	16	Presented to Governor	444
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 16 By Committee on Judiciary

Jan.	5	Read first time	34
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92

			Page
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	210
Feb.	2	Placed on Select File	336
Feb.	3	Referred for engrossment	348
Feb.	9	Correctly engrossed	388
Feb.	14	Final Reading	423
Feb.	15	Correctly enrolled. Signed by President	432
Feb.	16	Presented to Governor	444
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 17 By Committee on Judiciary

Jan.	5	Read first time	35
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	210
Feb.	3	Placed on Select File	346
Feb.	6	Referred for engrossment	359
Feb.	9	Correctly engrossed	388
Feb.	14	Final Reading	424
Feb.	15	Correctly enrolled. Signed by President	432
Feb.	16	Presented to Governor	444
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 18 By Committee on Judiciary

Jan.	5	Read first time	35
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	210
Feb.	3	Placed on Select File	346
Feb.	6	Referred for engrossment	359
Feb.	10	Correctly engrossed	399
Feb.	15	Final Reading	432
Feb.	16	Correctly enrolled. Signed by President	445
Feb.	17	Presented to Governor	460
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 19 By Committee on Judiciary

Jan.	5	Read first time	35
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185

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Jan.	25	Referred for review	211
Feb.	3	Placed on Select File	346
Feb.	6	Referred for engrossment	359
Feb.	10	Correctly engrossed	399
Feb.	15	Final Reading	433
Feb.	16	Correctly enrolled. Signed by President	445
Feb.	17	Presented to Governor	460
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 20 By Committee on Judiciary

Jan.	5	Read first time	35
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	211
Feb.	3	Placed on Select File	346
Feb.	6	Referred for engrossment	359
Feb.	10	Correctly engrossed	399
Feb.	15	Final Reading	434
Feb.	16	Correctly enrolled. Signed by President	445
Feb.	17	Presented to Governor	460
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 21 By Committee on Judiciary

Jan.	5	Read first time	35
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	211
Feb.	3	Placed on Select File	346
Feb.	6	Referred for engrossment	359
Feb.	10	Correctly engrossed	399
Feb.	15	Final Reading	435
Feb.	16	Correctly enrolled. Signed by President	445
Feb.	17	Presented to Governor	460
Feb.	20	Approved by Governor	469

LEGISLATIVE BILL 22 By Committee on Judiciary

Jan.	5	Read first time	36
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	25	Referred for review	211

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Feb.	3	Placed on Select File	346
Feb.	6	Referred for engrossment	359
Feb.	13	Correctly engrossed	412
Feb.	16	Final Reading	445
Feb.	17	Correctly enrolled	459
Feb.	17	Signed by President	460
Feb.	20	Presented to Governor	469
Feb.	24	Approved by Governor	540

LEGISLATIVE BILL 23 By Committee on Judiciary

Jan.	5	Read first time	36
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	26	Referred for review	220
Feb.	6	Placed on Select File	358
Feb.	7	Referred for engrossment	368
Feb.	10	Replaced on Select File	398
Feb.	14	Referred for engrossment	427
Feb.	20	Correctly engrossed	472
Feb.	23	Final Reading	515
Feb.	24	Correctly enrolled. Signed by President	531
Feb.	27	Presented to Governor	545
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 24 By Committee on Judiciary

Jan.	5	Read first time	36
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	26	Referred for review	220
Feb.	6	Placed on Select File	358
Feb.	7	Laid over	368
Feb.	8	Returned to General File	375
Feb.	8	Referred for review	378
Feb.	10	Replaced on Select File	398
Feb.	14	Referred for engrossment	427
Feb.	20	Correctly engrossed	483
Feb.	24	Final Reading	532
Feb.	27	Correctly enrolled	547
Feb.	27	Signed by President	548
Feb.	28	Presented to Governor	560
Mar.	2	Approved by Governor	590

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LEGISLATIVE BILL 25 By Committee on Judiciary

Jan.	5	Read first time	36
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Laid over	348
Feb.	6	Referred for review	360
Feb.	14	Placed on Select File	417
Feb.	15	Referred for engrossment	436
Feb.	23	Correctly engrossed	513
Feb.	28	Final Reading	567
Mar.	1	Correctly enrolled	575
Mar.	1	Signed by President	576
Mar.	2	Presented to Governor	591
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 26 By Committee on Judiciary

Jan.	5	Read first time	36
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	26	Referred for review	220
Feb.	7	Placed on Select File	366
Feb.	8	Referred for engrossment	377
Feb.	13	Correctly engrossed	412
Feb.	16	Final Reading	446
Feb.	17	Correctly enrolled	459
Feb.	17	Signed by President	460
Feb.	20	Presented to Governor	469
Feb.	24	Approved by Governor	540
	*	Original bill approved by Governor on February 21, 1961	

LEGISLATIVE BILL 27 By Committee on Judiciary

Jan.	5	Read first time	37
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	26	Referred for review	221
Feb.	7	Placed on Select File	366
Feb.	8	Referred for engrossment	377
Feb.	13	Replaced on Select File	411
Feb.	14	Referred for engrossment	427
Feb.	16	Correctly engrossed	445

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Feb.	21	Final Reading	484
Feb.	22	Correctly enrolled	498
Feb.	22	Signed by President	499
Feb.	23	Presented to Governor	512
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 28 By Committee on Judiciary

Jan.	5	Read first time	37
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	26	Referred for review	221
Feb.	7	Placed on Select File	366
Feb.	8	Referred for engrossment	377
Feb.	14	Correctly engrossed	418
Feb.	17	Final Reading	461
Feb.	20	Explanation of vote	469
Feb.	20	Correctly enrolled. Signed by President	472
Feb.	21	Presented to Governor	481
Feb.	24	Approved by Governor	540

LEGISLATIVE BILL 29 By Committee on Judiciary

Jan.	5	Read first time	37
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Jan.	24	Placed on General File	185
Jan.	26	Referred for review	221
Feb.	7	Placed on Select File	366
Feb.	8	Referred for engrossment	377
Feb.	14	Correctly engrossed	418
Feb.	17	Final Reading	462
Feb.	20	Explanation of vote	469
Feb.	20	Correctly enrolled. Signed by President	472
Feb.	21	Presented to Governor	481
Feb.	24	Approved by Governor	540

LEGISLATIVE BILL 30 By Committee on Judiciary

Jan.	5	Read first time	37
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Laid over	348
Feb.	6	Referred for review	360

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Feb.	14	Placed on Select File	417
Feb.	15	Referred for engrossment	436
Feb.	24	Correctly engrossed	531
Mar.	1	Final Reading	579
Mar.	2	Correctly enrolled. Signed by President	593
Mar.	3	Presented to Governor	609
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 31 By Committee on Judiciary

Jan.	5	Read first time	37
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Referred for review	348
Feb.	8	Placed on Select File	374
Feb.	9	Referred for engrossment	391
Feb.	17	Correctly engrossed	459
Feb.	22	Final Reading	501
Feb.	23	Correctly enrolled	513
Feb.	23	Signed by President	514
Feb.	24	Presented to Governor	529
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 32 By Committee on Judiciary

Jan.	5	Read first time	38
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Laid over	348
Feb.	6	Referred for review	360
Feb.	14	Placed on Select File	417
Feb.	15	Referred for engrossment	436
Feb.	24	Correctly engrossed	531
Mar.	1	Laid over	579
Mar.	8	Returned to Select File	677
Mar.	8	Referred for re-engrossment	686
Mar.	13	Correctly re-engrossed	744
Mar.	16	Final Reading	784
Mar.	16	Explanation of vote	786
Mar.	17	Correctly enrolled	791
Mar.	17	Signed by President	792
Mar.	20	Presented to Governor	813
Mar.	24	Approved by Governor	884

LEGISLATIVE BILL 33 **By Committee on Judiciary**

			Page
Jan.	5	Read first time	38
Jan.	6	Referred to Committee on Judiciary	71
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Laid over	348
Feb.	3	Bracketed	355
May	10	Change of order. Referred for review	1340
May	12	Placed on Select File	1363
May	15	Referred for engrossment	1378
May	17	Correctly engrossed	1414
May	22	Final Reading	1463
May	23	Correctly enrolled. Signed by President	1479
May	24	Presented to Governor	1489
May	31	Approved by Governor	1532

LEGISLATIVE BILL 34 **By Committee on Judiciary**

Jan.	5	Read first time	38
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Referred for review	348
Feb.	9	Placed on Select File	387
Feb.	13	Referred for engrossment	415
Feb.	17	Correctly engrossed	459
Feb.	22	Final Reading	502
Feb.	23	Correctly enrolled	513
Feb.	23	Signed by President	514
Feb.	24	Presented to Governor	529
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 35 **By Committee on Judiciary**

Jan.	5	Read first time	38
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Referred for review	348
Feb.	9	Placed on Select File	387
Feb.	13	Referred for engrossment	415
Feb.	17	Correctly engrossed	459
Feb.	22	Final Reading	503
Feb.	23	Correctly enrolled	513
Feb.	23	Signed by President	514
Feb.	24	Presented to Governor	529
Mar.	2	Approved by Governor	590

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LEGISLATIVE BILL 36 By Committee on Judiciary

Jan.	5	Read first time	38
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Referred for review	348
Feb.	9	Placed on Select File	388
Feb.	14	Referred for engrossment	426
Feb.	20	Correctly engrossed	472
Feb.	23	Final Reading	514
Feb.	24	Correctly enrolled. Signed by President	531
Feb.	27	Presented to Governor	545
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 37 By Committee on Judiciary

Jan.	5	Read first time	39
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Laid over	348
Feb.	6	Referred for review	360
Feb.	14	Placed on Select File	417
Feb.	15	Referred for engrossment	436
Feb.	23	Replaced on Select File	512
Feb.	24	Referred for engrossment	537
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	651
Mar.	7	Correctly enrolled	660
Mar.	7	Signed by President	661
Mar.	8	Presented to Governor	669
Mar	14	Approved by Governor	758

LEGISLATIVE BILL 38 By Committee on Judiciary

Jan.	5	Read first time	39
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Referred for review	349
Feb.	9	Placed on Select File	388
Feb.	14	Referred for engrossment	426
Feb.	20	Correctly engrossed	472
Feb.	23	Final Reading	515
Feb.	24	Correctly enrolled. Signed by President	531
Feb.	27	Presented to Governor	545
Mar.	2	Approved by Governor	590

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LEGISLATIVE BILL 39 By Committee on Judiciary

Jan.	5	Read first time	39
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Jan.	20	Hearing withdrawn	165
Mar.	6	Notice of hearing	641
Apr.	5	Placed on General File	953
May	1	Referred for review	1222
May	3	Placed on Select File	1246
May	4	Referred for engrossment	1273
May	8	Correctly engrossed	1305
May	11	Final Reading	1352
May	12	Correctly enrolled. Signed by President	1365
May	15	Presented to Governor	1375
May	19	Approved by Governor	1455

LEGISLATIVE BILL 40 By Committee on Judiciary

Jan.	5	Read first time	39
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Referred for review	349
Feb.	9	Placed on Select File	388
Feb.	14	Referred for engrossment	426
Feb.	23	Correctly engrossed	513
Feb.	28	Final Reading	565
Feb.	28	Explanation of vote	568
Mar.	1	Correctly enrolled	575
Mar.	1	Signed by President	576
Mar.	2	Presented to Governor	591
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 41 By Committee on Judiciary

Jan.	5	Read first time	39
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Laid over	349
Feb.	6	Referred for review	361
Feb.	14	Placed on Select File	417
Feb.	15	Referred for engrossment	436
Feb.	24	Correctly engrossed	531
Mar.	1	Final Reading	580
Mar.	2	Correctly enrolled. Signed by President	593

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Mar.	3	Presented to Governor	609
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 42 By Committee on Judiciary

Jan.	5	Read first time	40
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Laid over	349
Feb.	6	Referred for review	361
Feb.	14	Placed on Select File	417
Feb.	15	Referred for engrossment	436
Feb.	24	Correctly engrossed	531
Mar.	1	Final Reading	580
Mar.	1	Explanation of vote	589
Mar.	2	Correctly enrolled. Signed by President	593
Mar.	3	Presented to Governor	609
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 43 By Committee on Judiciary

Jan.	5	Read first time	40
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Laid over	349
Feb.	6	Referred for review	361
Feb.	14	Placed on Select File	418
Feb.	15	Referred for engrossment	437
Feb.	24	Correctly engrossed	531
Mar.	1	Final Reading	581
Mar.	1	Explanation of vote	589
Mar.	2	Correctly enrolled. Signed by President	593
Mar.	3	Presented to Governor	609
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 44 By Committee on Judiciary

Jan.	5	Read first time	40
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	92
Feb.	1	Placed on General File	327
Feb.	3	Laid over	349
Feb.	6	Referred for review	361
Feb.	14	Placed on Select File	418

			Page
Feb.	15	Referred for engrossment	437
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	595
Mar.	2	Explanation of vote	603
Mar.	3	Correctly enrolled	613
Mar.	3	Signed by President	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 45 By Committee on Judiciary

Jan.	5	Read first time	40
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
Feb.	1	Placed on General File	327
Feb.	3	Laid over	349
Feb.	6	Referred for review	361
Feb.	15	Placed on Select File	431
Feb.	16	Referred for engrossment	447
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	596
Mar.	3	Correctly enrolled	613
Mar.	3	Signed by President	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 46 By Committee on Judiciary

Jan.	5	Read first time	40
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
June	1	Placed on General File	1560
June	2	Referred for review	1583
June	7	Placed on Select File	1644
June	8	Referred for engrossment	1680
June	13	Correctly engrossed	1717
June	16	Final Reading	1774
June	19	Correctly enrolled. Signed by Speaker	1782
June	20	Presented to Governor	1799
June	22	Approved by Governor	1878

LEGISLATIVE BILL 47 By Committee on Judiciary

Jan.	5	Read first time	41
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93

		Page
Feb. 1	Placed on General File	327
Feb. 3	Laid over	349
Feb. 6	Referred for review	361
Feb. 15	Placed on Select File	431
Feb. 16	Referred for engrossment	447
Feb. 27	Correctly engrossed	547
Mar. 2	Final Reading	597
Mar. 3	Correctly enrolled	613
Mar. 3	Signed by President	614
Mar. 6	Presented to Governor	633
Mar. 8	Approved by Governor	668

LEGISLATIVE BILL 48 By Committee on Judiciary

Jan. 5	Read first time	41
Jan. 6	Referred to Committee on Judiciary	72
Jan. 10	Notice of hearing	93
Feb. 1	Placed on General File	328
Feb. 3	Laid over	349
Feb. 15	Referred for review	361
Feb. 15	Placed on Select File	431
Feb. 16	Referred for engrossment	447
Feb. 27	Correctly engrossed	547
Mar. 2	Final Reading	597
Mar. 3	Correctly enrolled	613
Mar. 3	Signed by President	614
Mar. 6	Presented to Governor	633
Mar. 8	Approved by Governor	668

LEGISLATIVE BILL 49 By Committee on Judiciary

Jan. 5	Read first time	41
Jan. 6	Referred to Committee on Judiciary	72
Jan. 10	Notice of hearing	93
Feb. 1	Placed on General File	328
Feb. 3	Laid over	349
Feb. 6	Referred for review	362
Feb. 15	Placed on Select File	431
Feb. 16	Referred for engrossment	447
Feb. 24	Replaced on Select File	530
Feb. 27	Referred for engrossment	552
Mar. 3	Correctly engrossed	613
Mar. 8	Read. Laid over	680
Mar. 9	Final Reading	699
Mar. 10	Correctly enrolled. Signed by President	714
Mar. 13	Presented to Governor	726
Mar. 17	Approved by Governor	790

LEGISLATIVE BILL 50 By Committee on Judiciary

			Page
Jan.	5	Read first time	41
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
Feb.	1	Placed on General File	328
Feb.	3	Laid over	349
Feb.	6	Referred for review	362
Feb.	15	Placed on Select File	431
Feb.	16	Referred for engrossment	447
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	598
Mar.	3	Correctly enrolled	613
Mar.	3	Signed by President	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 51 By Committee on Judiciary

Jan.	5	Read first time	41
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
Feb.	1	Placed on General File	328
Feb.	3	Laid over	349
Feb.	6	Referred for review	362
Feb.	15	Placed on Select File	431
Feb.	16	Referred for engrossment	447
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	599
Mar.	3	Correctly enrolled	613
Mar.	3	Signed by President	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 52 By Committee on Judiciary

Jan.	5	Read first time	41
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
Feb.	1	Placed on General File	328
Feb.	3	Laid over	349
Feb.	6	Referred for review	362
Feb.	15	Placed on Select File	432
Feb.	16	Referred for engrossment	447
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	599
Mar.	3	Correctly enrolled	613

			Page
Mar.	3	Signed by President	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 53 By Committee on Judiciary

Jan.	5	Read first time	42
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
Feb.	1	Placed on General File	328
Feb.	3	Laid over	349
Feb.	6	Referred for review	362
Feb.	15	Placed on Select File	432
Feb.	16	Referred for engrossment	447
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	600
Mar.	3	Correctly enrolled	613
Mar.	3	Signed by President	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 54 By Committee on Judiciary

Jan.	5	Read first time	42
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
Feb.	1	Placed on General File	328
Feb.	3	Laid over	349
Feb.	6	Referred for review	362
Feb.	16	Placed on Select File	444
Feb.	17	Referred for engrossment	463
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	601
Mar.	3	Correctly enrolled	613
Mar.	3	Signed by President	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 55 By Committee on Judiciary

Jan.	5	Read first time	42
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
Feb.	1	Placed on General File	328
Feb.	3	Referred for review	349
Feb.	10	Placed on Select File	399
Feb.	14	Referred for engrossment	427

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Feb.	21	Correctly engrossed	483
Feb.	24	Final Reading	532
Feb.	27	Correctly enrolled	547
Feb.	27	Signed by President	548
Feb.	28	Presented to Governor	560
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 56 By Committee on Judiciary

Jan.	5	Read first time	42
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
Feb.	1	Placed on General File	328
Feb.	3	Referred for review	350
Feb.	10	Placed on Select File	399
Feb.	14	Referred for engrossment	427
Feb.	21	Correctly engrossed	483
Feb.	24	Final Reading	533
Feb.	27	Correctly enrolled	547
Feb.	27	Signed by President	548
Feb.	28	Presented to Governor	560
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 57 By Committee on Judiciary

Jan.	5	Read first time	43
Jan.	6	Referred to Committee on Judiciary	72
Jan.	10	Notice of hearing	93
Feb.	1	Placed on General File	328
Feb.	3	Referred for review	350
Feb.	10	Placed on Select File	399
Feb.	14	Referred for engrossment	427
Feb.	21	Correctly engrossed	483
Feb.	24	Final Reading	534
Feb.	27	Correctly enrolled	547
Feb.	27	Signed by President	548
Feb.	28	Presented to Governor	560
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 58 By Syas

Jan.	5	Read first time	43
Jan.	6	Referred to Committee on Government and Military Affairs	72
Jan.	12	Notice of hearing	101
Jan.	25	Placed on General File	200
Jan.	26	Motion. Laid over	221

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Jan.	27	Laid over	243
Feb.	2	Indefinitely postponed	338

LEGISLATIVE BILL 59 By Syas

Jan.	5	Read first time	43
Jan.	6	Referred to Committee on Government and Military Affairs	72
Jan.	12	Notice of hearing	101
Jan.	25	Placed on General File	200
Jan.	26	Referred for review	221
Feb.	7	Placed on Select File	366
Feb.	8	Referred for engrossment	377
Feb.	14	Correctly engrossed	418
Feb.	17	Laid over	462
Feb.	20	Final Reading	472
Feb.	21	Correctly enrolled. Signed by President	484
Feb.	22	Presented to Governor	497
Feb.	24	Approved by Governor	540

LEGISLATIVE BILL 60 By Syas

Jan.	5	Read first time	43
Jan.	6	Referred to Committee on Government and Military Affairs	72
Jan.	12	Notice of hearing	101
Jan.	26	Placed on General File	213
Jan.	27	Referred for review	247
Feb.	8	Placed on Select File	373
Feb.	9	Referred for engrossment	391
Feb.	15	Correctly engrossed	432
Feb.	20	Final Reading	474
Feb.	21	Correctly enrolled. Signed by President	484
Feb.	22	Presented to Governor	497
Feb.	24	Approved by Governor	540

LEGISLATIVE BILL 61 By Committee on Judiciary

Jan.	5	Read first time	43
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	328
Feb.	3	Referred for review	350
Feb.	10	Placed on Select File	399
Feb.	14	Referred for engrossment	427
Feb.	21	Correctly engrossed	483

			Page
Feb.	24	Final Reading	535
Feb.	27	Correctly enrolled	547
Feb.	27	Signed by President	548
Feb.	28	Presented to Governor	560
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 62 By Committee on Judiciary

Jan.	5	Read first time	44
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	328
Feb.	3	Referred for review	350
Feb.	10	Placed on Select File	399
Feb.	14	Referred for engrossment	427
Feb.	21	Correctly engrossed	484
Feb.	24	Final Reading	535
Feb.	27	Correctly enrolled	547
Feb.	27	Signed by President	548
Feb.	28	Presented to Governor	560
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 63 By Committee on Judiciary

Jan.	5	Read first time	44
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	330
Feb.	3	Referred for review	352
Feb.	13	Placed on Select File	412
Feb.	14	Referred for engrossment	428
Feb.	22	Correctly engrossed	498
Feb.	27	Final Reading	550
Feb.	28	Correctly enrolled. Signed by President	563
Mar.	1	Presented to Governor	573
Mar.	6	Approved by Governor	653

LEGISLATIVE BILL 64 By Committee on Judiciary

Jan.	5	Read first time	44
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	330
Feb.	3	Referred for review	352
Feb.	13	Placed on Select File	412
Feb.	14	Referred for engrossment	428

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Feb.	22	Correctly engrossed	498
Feb.	27	Final Reading	551
Feb.	28	Correctly enrolled. Signed by President	563
Mar.	1	Presented to Governor	573
Mar.	6	Approved by Governor	653

LEGISLATIVE BILL 65 By Committee on Judiciary

Jan.	5	Read first time	44
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	328
Feb.	3	Referred for review	350
Feb.	10	Placed on Select File	399
Feb.	14	Referred for engrossment	427
Feb.	21	Correctly engrossed	484
Feb.	24	Final Reading	536
Feb.	27	Correctly enrolled	547
Feb.	27	Signed by President	548
Feb.	28	Presented to Governor	560
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 66 By Committee on Judiciary

Jan.	5	Read first time	44
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	330
Feb.	3	Referred for review	352
Feb.	13	Placed on Select File	412
Feb.	14	Referred for engrossment	428
Feb.	22	Correctly engrossed	498
Feb.	27	Final Reading	551
Feb.	28	Correctly enrolled	562
Feb.	28	Signed by President	563
Mar.	1	Presented to Governor	573
Mar.	6	Approved by Governor	653

LEGISLATIVE BILL 67 By Committee on Judiciary

Jan.	5	Read first time	44
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	330
Feb.	3	Referred for review	352
Feb.	14	Placed on Select File	417

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Feb.	15	Referred for engrossment	436
Feb.	23	Correctly engrossed	513
Feb.	28	Final Reading	566
Mar.	1	Correctly enrolled	575
Mar.	1	Signed by President	576
Mar.	2	Presented to Governor	591
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 68 By Committee on Judiciary

Jan.	5	Read first time	45
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	330
Feb.	3	Laid over	352
Feb.	6	Referred for review	362
Feb.	16	Placed on Select File	444
Feb.	17	Referred for engrossment	463
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	601
Mar.	3	Correctly enrolled	613
Mar.	3	Signed by president	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 69 By Committee on Judiciary

Jan.	5	Read first time	45
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	328
Feb.	3	Referred for review	350
Feb.	10	Placed on Select File	399
Feb.	14	Referred for engrossment	427
Feb.	22	Correctly engrossed	498
Feb.	27	Final Reading	548
Feb.	28	Correctly enrolled	562
Feb.	28	Signed by President	563
Mar.	1	Presented to Governor	573
Mar.	6	Approved by Governor	653

LEGISLATIVE BILL 70 By Committee on Judiciary

Jan.	5	Read first time	45
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165

			Page
Feb.	1	Placed on General File	330
Feb.	6	Referred for review	362
Feb.	16	Placed on Select File	444
Feb.	17	Referred for engrossment	463
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	602
Mar.	3	Correctly enrolled. Signed by President	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 71 By Committee on Judiciary

Jan.	5	Read first time	45
Jan.	6	Referred to Committee on Judiciary	72
Jan.	11	Motion. Laid over	99
Jan.	12	Withdrawn	105

LEGISLATIVE BILL 72 By Committee on Judiciary

Jan.	5	Read first time	45
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	328
Feb.	3	Referred for review	351
Feb.	13	Placed on Select File	411
Feb.	14	Referred for engrossment	427
Feb.	23	Replaced on Select File	512
Feb.	24	Referred for engrossment	537
Mar.	2	Correctly engrossed	593
Mar.	8	Final Reading	676
Mar.	8	Explanation of vote	683
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 73 By Committee on Judiciary

Jan.	5	Read first time	46
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	329
Feb.	3	Referred for review	351
Feb.	13	Placed on Select File	411
Feb.	14	Referred for engrossment	427
Feb.	22	Correctly engrossed	498
Feb.	27	Final Reading	548

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Feb.	28	Correctly enrolled	562
Feb.	28	Signed by President	563
Mar.	1	Presented to Governor	573
Mar.	6	Approved by Governor	653

LEGISLATIVE BILL 74 By Committee on Judiciary

Jan.	5	Read first time	46
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	329
Feb.	3	Referred for review	351
Feb.	13	Placed on Select File	411
Feb	14	Referred for engrossment	427
Feb	16	Recalled to Select File. Referred for engrossment	447
Feb.	27	Correctly engrossed	547
Mar.	2	Final Reading	595
Mar.	2	Explanation of vote	603
Mar.	3	Correctly enrolled. Signed by President	614
Mar.	6	Presented to Governor	633
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 75 By Committee on Judiciary

Jan.	5	Read first time	46
Jan.	6	Referred to Committee on Judiciary	72
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	330
Feb.	6	Referred for review	363
Feb.	16	Placed on Select File	444
Feb.	17	Referred for engrossment	463
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	620
Mar.	3	Explanation of vote	629
Mar.	6	Correctly enrolled	634
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	13	Approved by Governor	725

LEGISLATIVE BILL 76 By Committee on Judiciary

Jan.	5	Read first time	46
Jan.	6	Referred to Committee on Judiciary	72
Jan.	25	Notice of hearing	211
Feb.	7	Indefinitely postponed	370

LEGISLATIVE BILL 77 By Committee on Judiciary

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Jan.	5	Read first time	46
Jan.	6	Referred to Committee on Judiciary	72
Jan.	25	Notice of hearing	211
Feb.	7	Placed on General File	370
Feb.	9	Referred for review	393
Mar.	3	Placed on Select File	610
Mar.	6	Referred for engrossment	653
Mar.	8	Replaced on Select File	669
Mar.	9	Referred for engrossment	708
Mar.	10	Replaced on Select File	713
Mar.	13	Referred for engrossment	740
Mar.	14	Correctly engrossed	750
Mar.	17	Final Reading	794
Mar.	20	Correctly enrolled	814
Mar.	20	Signed by President	815
Mar.	21	Presented to Governor	826
Mar.	24	Approved by Governor	884

LEGISLATIVE BILL 78 By Committee on Judiciary

Jan.	5	Read first time	46
Jan.	6	Referred to Committee on Judiciary	72
Jan.	25	Notice of hearing	211
Feb.	7	Placed on General File	370
Feb.	9	Referred for review	393
Feb.	20	Placed on Select File	472
Feb.	21	Referred for engrossment	487
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	648
Mar.	7	Correctly enrolled	660
Mar.	7	Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 79 By Committee on Judiciary

Jan.	5	Read first time	47
Jan.	6	Referred to Committee on Judiciary	73
Jan.	25	Notice of hearing	211
Feb.	7	Placed on General File	370
Feb.	9	Referred for review	393
Feb.	21	Placed on Select File	482
Feb.	22	Referred for engrossment	507
Feb.	24	Replaced on Select File	529
Feb.	27	Referred for engrossment	552

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Mar.	3	Correctly engrossed	613
Mar.	8	Final Reading	680
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 80 By Committee on Judiciary

Jan.	5	Read first time	47
Jan.	6	Referred to Committee on Judiciary	73
Jan.	25	Notice of hearing	211
Feb.	7	Indefinitely postponed	370

LEGISLATIVE BILL 81 By Bowen, McHugh, Thompson

Jan.	5	Read first time	47
Jan.	6	Referred to Committee on Government and Military Affairs	73
Jan.	12	Notice of hearing	101
Mar.	2	Placed on General File	593
Mar.	14	Change of order	760
Mar.	17	Referred for review	797
Mar.	21	Placed on Select File	838
Mar.	22	Referred for engrossment	855
Mar.	23	Correctly engrossed	867
Mar.	28	Final Reading	908
Mar.	29	Correctly enrolled. Signed by President	919
Mar.	30	Presented to Governor	930
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 82 By Bowen, Moulton, Nelson

Jan.	5	Read first time	47
Jan.	6	Referred to Committee on Government and Military Affairs	73
Jan.	12	Notice of hearing	101
Feb.	7	Placed on General File	367
Feb.	8	Motion	380
Feb.	9	Referred for review	392
Feb.	20	Placed on Select File	471
Feb.	21	Referred for engrossment	487
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	645
Mar.	7	Correctly enrolled	660
Mar.	7	Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 83 By Bowen, Hasebroock, Gerhart

			Page
Jan.	5	Read first time	48
Jan.	6	Referred to Committee on Government and Military Affairs	73
Jan.	12	Notice of hearing	101
Jan.	31	Placed on General File	257
Feb.	2	Referred for review	340
Feb.	21	Placed on Select File	482
Feb.	22	Referred for engrossment	506
Feb.	24	Replaced on Select File	530
Feb.	27	Referred for engrossment	552
Mar.	2	Replaced on Select File	592
Mar.	3	Referred for engrossment	629
Mar.	9	Correctly engrossed	693
Mar.	14	Final Reading	754
Mar.	15	Correctly enrolled. Signed by President	765
Mar.	16	Explanations of vote	776
Mar.	16	Presented to Governor	777
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 84 By Moulton

Jan.	5	Read first time	48
Jan.	6	Referred to Committee on Government and Military Affairs	73
Jan.	18	Notice of hearing	143
Feb.	6	Placed on General File	358
Feb.	8	Referred for review	379
Feb.	17	Placed on Select File	459
Feb.	20	Referred for engrossment	478
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	627
Mar.	6	Correctly enrolled	635
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	13	Approved by Governor	725

LEGISLATIVE BILL 85 By Moulton

Jan.	5	Read first time	48
Jan.	6	Referred to Committee on Public Works	73
Jan.	11	Notice of hearing	98
Jan.	17	Placed on General File	124
Jan.	18	Referred for review	152
Jan.	19	Placed on Select File	155
Jan.	20	Referred for engrossment	171

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Jan.	25	Correctly engrossed	200
Feb.	1	Final Reading	333
Feb.	2	Correctly enrolled. Signed by President	337
Feb.	3	Presented to Governor	345
Feb.	7	Approved by Governor	365

LEGISLATIVE BILL 86 By Klaver

Jan.	5	Read first time	48
Jan.	6	Referred to Committee on Government and Military Affairs	73
Jan.	18	Notice of hearing	143
Jan.	24	Co-introducer added	184
Feb.	6	Placed on General File	358
Feb.	8	Co-introducer withdrawn. Referred for review	379
Feb.	17	Placed on Select File	459
Feb.	20	Referred for engrossment	478
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	628
Mar.	6	Correctly enrolled	635
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	13	Approved by Governor	725

LEGISLATIVE BILL 87 By Klaver

Jan.	5	Read first time	49
Jan.	6	Referred to Committee on Government and Military Affairs	73
Jan.	18	Notice of hearing	143
Jan.	24	Co-introducer added	184
Feb.	6	Placed on General File	358
Feb.	8	Referred for review	380
Feb.	20	Placed on Select File	470
Feb.	21	Referred for engrossment	487
Feb.	27	Replaced on Select File	546
Feb.	28	Referred for engrossment	568
Mar.	6	Correctly engrossed	635
Mar.	9	Final Reading	706
Mar.	10	Correctly enrolled. Signed by President	714
Mar.	13	Presented to Governor	726
Mar.	17	Approved by Governor	790

LEGISLATIVE BILL 88 By Klaver

Jan.	5	Read first time	49
Jan.	6	Referred to Committee on Public Health and Miscellaneous Subjects	73

			Page
Jan.	12	Notice of hearing	101
Jan.	24	Co-introducer added	184
Jan.	27	Placed on General File	230
Feb.	2	Bracketed	339
Feb.	27	Removed from Bracket	557
Mar.	10	Laid over	719
Mar.	14	Referred for review	759
Mar.	16	Placed on Select File	778
Mar.	17	Referred for engrossment	795
Mar.	21	Correctly engrossed	839
Mar.	24	Final Reading	879
Mar.	27	Correctly enrolled. Signed by President	895
Mar.	28	Presented to the Governor	903
Apr.	5	Approved by the Governor	945

LEGISLATIVE BILL 89 By Russillo

Jan.	5	Read first time	49
Jan.	6	Referred to Committee on Government and Military Affairs	73
Jan.	18	Notice of hearing	142
Feb.	2	Placed on General File	336
Feb.	7	Referred for review	369
Feb.	16	Placed on Select File	444
Feb.	17	Referred for engrossment	464
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	622
Mar.	3	Explanation of vote	629
Mar.	6	Correctly enrolled	635
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	13	Approved by Governor	725

LEGISLATIVE BILL 90 By Russillo

Jan.	5	Read first time	49
Jan.	6	Referred to Committee on Government and Military Affairs	73
Jan.	18	Notice of hearing	142
Jan.	23	Hearing re-set	180
Feb.	1	Notice of hearing	326
Mar.	2	Placed on General File	593
Mar.	13	Laid over	745
Mar.	16	Laid over	788
Mar.	20	Indefinitely postponed	818

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LEGISLATIVE BILL 91 By Rasmussen

Jan.	5	Read first time	49
Jan.	6	Referred to Committee on Public Works	73
Jan.	11	Notice of hearing	98
Feb.	15	Placed on General File	440
Feb.	17	Referred for review	465
Feb.	24	Placed on Select File	542
Feb.	27	Referred for engrossment	553
Mar.	6	Correctly engrossed	635
Mar.	9	Final Reading	704
Mar.	10	Correctly enrolled. Signed by President	714
Mar.	13	Presented to the Governor	726
Mar.	17	Approved by the Governor	790

LEGISLATIVE BILL 92 By Munnelly

Jan.	5	Read first time	50
Jan.	6	Referred to Committee on Judiciary	73
Jan.	25	Notice of hearing	211
Feb.	1	Placed on General File	370
Feb.	9	Referred for review	393
Feb.	21	Placed on Select File	482
Feb.	22	Referred for engrossment	507
Feb.	27	Replaced on Select File	546
Feb.	28	Referred for engrossment	568
Mar.	7	Correctly engrossed	660
Mar.	13	Final Reading	729
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	14	Explanation of vote	762
Mar.	15	Presented to Governor	763
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 93 By McHugh, Russillo, Stromer

Jan.	5	Read first time	50
Jan.	6	Referred to Committee on Government and Military Affairs	73
Feb.	16	Notice of hearing	448
Mar.	6	Placed on General File	634
Mar.	17	Motion. Indefinitely postponed	797

LEGISLATIVE BILL 94 By Russillo

Jan.	5	Read first time	52
Jan.	6	Referred to Committee on Government and Military Affairs	73

		Page
Jan. 18	Notice of hearing	143
Feb. 2	Placed on General File	336
Feb. 7	Referred for review	369
Feb. 24	Placed on Select File	541
Feb. 27	Referred for engrossment	553
Mar. 6	Correctly engrossed	635
Mar. 9	Final Reading	703
Mar. 10	Correctly enrolled. Signed by President	714
Mar. 13	Presented to Governor	726
Mar. 17	Approved by Governor	790

LEGISLATIVE BILL 95 By Russillo

Jan. 5	Read first time	53
Jan. 6	Referred to Committee on Public Works	73
Feb. 1	Notice of hearing	326
Mar. 17	Indefinitely postponed	810

LEGISLATIVE BILL 96 By Russillo

Jan. 5	Read first time	53
Jan. 6	Referred to Committee on Government and Military Affairs	73
Feb. 16	Notice of hearing	448
Mar. 8	Placed on General File	684
Mar. 24	Laid over	887
Mar. 28	Change of order. Considered. Laid over	912
Mar. 30	Laid over	937
Apr. 7	Special order	983
Apr. 11	Referred for review	1001
Apr. 13	Placed on Select File	1024
Apr. 14	Referred for engrossment	1046
Apr. 17	Correctly engrossed	1065
Apr. 20	Final Reading	1093
Apr. 21	Explanation of vote	1109
Apr. 21	Correctly enrolled. Signed by President	1111
Apr. 24	Presented to Governor	1124
Apr. 25	Approved by Governor	1162

LEGISLATIVE BILL 97 By Russillo

Jan. 5	Read first time	53
Jan. 6	Referred to Committee on Government and Military Affairs	73
Mar. 8	Notice of hearing	684
Apr. 12	Hearing postponed	1021
Apr. 28	Notice of hearing	1204
May 23	Indefinitely postponed	1483

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LEGISLATIVE BILL 98 By Skarda

Jan.	6	Read first time	67
Jan.	9	Referred to Committee on Government and Military Affairs	89
Jan.	12	Co-introducer added	102
Jan.	18	Notice of hearing	143
Jan.	20	Request. Laid over	164
Jan.	23	Withdrawn	180

LEGISLATIVE BILL 99 By Skarda

Jan.	6	Read first time	68
Jan.	9	Referred to Committee on Public Health and Miscellaneous Subjects	89
Jan.	12	Notice of hearing	101
Jan.	12	Co-introducer added	102
Feb.	2	Placed on General File	343
Feb.	8	Considered. Laid over	379
Feb.	9	Referred for review	391
Feb.	20	Placed on Select File	471
Feb.	21	Referred for engrossment	487
Feb.	24	Replaced on Select File	530
Feb.	27	Referred for engrossment	552
Mar.	3	Correctly engrossed	613
Mar.	8	Final Reading	680
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	9	Recalled to Final Reading	707
Mar.	13	Returned to Select File	728
Mar.	13	Referred for re-engrossment	739
Mar.	15	Correctly re-engrossed	764
Mar.	20	Final Reading	815
Mar.	21	Correctly enrolled. Signed by President	829
Mar.	22	Presented to Governor	843
Mar.	24	Approved by Governor	884

LEGISLATIVE BILL 100 By Skarda

Jan.	6	Read first time	68
Jan.	9	Referred to Committee on Revenue	89
Jan.	11	Rules suspended. Withdrawn	100

LEGISLATIVE BILL 101 By Stromer, Gerdes, Diers

Jan.	6	Read first time	68
Jan.	6	Co-introducer added	69
Jan.	9	Referred to Committee on Government and Military Affairs	89

			Page
Feb.	16	Notice of hearing	448
Mar.	8	Placed on General File	684
Mar.	24	Laid over	887
Mar.	28	Change of order. Referred for review	912
Mar.	30	Placed on Select File	944
Apr.	7	Referred for engrossment	978
Apr.	10	Correctly engrossed	993
Apr.	13	Final Reading	1028
Apr.	14	Correctly enrolled. Signed by President	1040
Apr.	17	Presented to Governor	1055
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 102 By Committee on Budget

Jan.	6	Read first time	68
Jan.	6	Rules suspended. Placed on General File	69
Jan.	9	Rules suspended. Considered. Referred for reveiw	89
Jan.	11	Placed on Select File	98
Jan.	11	Rules suspended. Considered. Referred for engrossment	99
Jan.	13	Correctly engrossed	107
Jan.	18	Final Reading	151
Jan.	19	Correctly enrolled	155
Jan.	19	Signed by Speaker	156
Jan.	20	Presented to Governor	166
Jan.	24	Approved by Governor	181

LEGISLATIVE BILL 103 By Committee on Budget

Jan.	6	Read first time	68
Jan.	6	Rules suspended. Placed on General File	69
Jan.	9	Rules suspended. Considered. Referred for review	89
Jan.	11	Placed on Select File	98
Jan.	11	Rules suspended. Considered	99
Jan.	13	Correctly engrossed	107
Jan.	18	Final Reading	152
Jan.	19	Correctly enrolled	155
Jan.	19	Speaker signed	156
Jan.	20	Presented to Governor	166
Jan.	24	Approved by Governor	181

LEGISLATIVE BILL 104 By Syas, Diers, Skarda

Jan.	6	Read first time. Co-introducers added	70
Jan.	9	Referred to Committee on Agriculture	89

			Page
Jan.	11	Notice of hearing	99
Jan.	25	Placed on General File	201
Jan.	26	Considered. Motion. Laid over	222
Jan.	27	Referred for review	246
Feb.	24	Placed on Select File	541
Feb.	27	Referred for engrossment	553
Mar.	6	Correctly engrossed	635
Mar.	9	Final Reading	702
Mar.	9	Explanation of vote	707
Mar.	10	Correctly enrolled. Signed by President	714
Mar.	13	Presented to Governor	726
Mar.	17	Approved by Governor	790

LEGISLATIVE BILL 105 By Russillo

Jan.	6	Read first time	70
Jan.	6	Referred to Committee on Government and Military Affairs	89
Feb.	16	Notice of hearing	448
Mar.	6	Indefinitely postponed	634

LEGISLATIVE BILL 106 By Committee on Budget

Jan.	6	Read first time	71
Jan.	9	Referred to Committee on Budget	89
Jan.	10	Rules suspended. Notice of hearing	93
Jan.	13	Placed on General File	106
Jan.	13	Rules suspended. Considered. Laid over	114, 115
Jan.	16	Referred for review	122
Jan.	18	Placed on Select File	143
Jan.	18	Rules suspended. Motion. Referred for engrossment	150
Jan.	20	Correctly engrossed	166
Jan.	24	Rules suspended. Final Reading	194
Jan.	24	Correctly enrolled. Signed by President	196
Jan.	25	Presented to Governor	200
Jan.	25	Approved by Governor	199

LEGISLATIVE BILL 107 By Bowen

Jan.	6	Read first time	73
Jan.	9	Referred to Committee on Revenue	89
Jan.	12	Notice of hearing	101
Mar.	8	Indefinitely postponed	687

LEGISLATIVE BILL 108 By Bowen

			Page
Jan.	6	Read first time	74
Jan.	9	Referred to Committee on Government and Military Affairs	89
Jan.	18	Notice of hearing	143
Feb.	7	Placed on General File	367
Feb.	9	Considered. Laid over	392
Feb.	9	Referred for review	393
Feb.	20	Placed on Select File	472
Feb.	21	Referred for engrossment	487
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	647
Mar.	7	Correctly enrolled	660
Mar.	7	Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 109 By Bowen

Jan.	6	Read first time	74
Jan.	9	Referred to Committee on Government and Military Affairs	89
Jan.	18	Notice of hearing	143
Feb.	7	Placed on General File	367
Feb.	9	Referred for review	392
Feb.	20	Placed on Select File	471
Feb.	21	Referred for engrossment	487
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	647
Mar.	7	Correctly enrolled	660
Mar.	7	Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 110 By Peck, Gerhart, McCosh

Jan.	6	Read first time. Co-introducers added	81
Jan.	9	Referred to Committee on Public Works	89
Jan.	11	Notice of hearing	98
Feb.	1	Hearing re-set	326
Feb.	23	Indefinitely postponed	525

LEGISLATIVE BILL 111 By Bowen, McHugh, Burbach

Jan.	6	Read first time	81
Jan.	9	Referred to Committee on Government and Military Affairs	89

			Page
Feb.	16	Notice of hearing	448
Mar.	6	Indefinitely postponed	633

LEGISLATIVE BILL 112 By Gerdes, Adamson, Nelson

Jan.	9	Read first time. Co-introducers added	86
Jan.	10	Referred to Committee on Revenue	96
Jan.	12	Notice of hearing	101
Jan.	25	Placed on General File	211
Jan.	27	Referred for review	246
Feb.	7	Placed on Select File	366
Feb.	8	Referred for engrossment	378
Feb.	15	Correctly engrossed	432
Feb.	20	Final Reading	473
Feb.	21	Correctly enrolled. Signed by President	484
Feb.	22	Presented to Governor	497
Feb.	24	Approved by Governor	540

LEGISLATIVE BILL 113 By Orme, Diers, Claussen

Jan.	9	Read first time	87
Jan.	10	Referred to Committee on Government and Military Affairs	96
Feb.	1	Notice of hearing	326
June	5	Placed on General File	1592
June	8	Change of order	1681
June	8	Change of order	1684
June	9	Change of order. Read. Laid over	1694
June	12	Considered	1709
June	13	Motion. Referred for review	1719
June	21	Placed on Select File	1817
June	21	Change of order. Referred for engrossment	1837
June	27	Recalled to Select File	1917
June	27	Referred for engrossment	1918
June	28	Replaced on Select File	1932
June	28	Rules suspended. Considered. Referred for engrossment	1944, 1946
June	29	Correctly engrossed	1953
July	6	Change of order	1990
July	6	Motion. Final Reading	1991
July	6	Correctly enrolled. Signed by President	2002
July	7	Presented to Governor	2017
		Approved by Governor	2037

LEGISLATIVE BILL 114 By Stryker, Jensen, Erlewine

Jan.	9	Read first time	87
Jan.	10	Referred to Committee on Agriculture	96

			Page
Jan.	11	Notice of hearing	99
Mar.	6	Placed on General File	641
Mar.	21	Considered. Laid over	840
Mar.	22	Considered. Laid over	856
Mar.	24	Referred for review	887
Mar.	28	Placed on Select File	905
Mar.	29	Referred for engrossment	925
Mar.	30	Correctly engrossed	944
Apr.	10	Final Reading	987
Apr.	10	Explanation of vote	992
Apr.	11	Correctly enrolled. Speaker signed	1000
Apr.	11	Explanation of vote	1008
Apr.	12	Presented to Governor	1011
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 115 By Diers, McHugh, Vosoba

Jan.	9	Read first time	87
Jan.	10	Referred to Committee on Budget	96
Jan.	23	Notice of hearing	173
Feb.	13	Placed on General File	412
Feb.	16	Referred for review	450
Feb.	23	Placed on Select File	513
Feb.	24	Referred for engrossment	538
Mar.	3	Correctly engrossed	613
Mar.	8	Final Reading	678
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 116 By Syas, Gerdes, Moulton

Jan.	9	Read first time. Co-introducers added	88
Jan.	10	Referred to Committee on Public Health and Miscellaneous Subjects	96
Jan.	12	Notice of hearing	101
Jan.	31	Placed on General File	257
Feb.	2	Referred for review	341
Feb.	8	Placed on Select File	374
Feb.	9	Referred for engrossment	391
Feb.	17	Correctly engrossed	459
Feb.	22	Final Reading	501
Feb.	23	Correctly enrolled	513
Feb.	23	Signed by President	514
Feb.	24	Presented to Governor	529
Mar.	3	Approved by Governor	614

LEGISLATIVE BILL 117 By Syas, Bowen, Gerdes

			Page
Jan.	9	Read first time. Co-introducers added	88
Jan.	10	Referred to Committee on Agriculture	96
Jan.	11	Notice of hearing	99
Jan.	25	Placed on General File	201
Jan.	26	Referred for review	222
Feb.	17	Placed on Select File	458
Feb.	20	Referred for engrossment	477
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	625
Mar.	6	Correctly enrolled	635
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	13	Approved by Governor	725

LEGISLATIVE BILL 118 By Waldo, Kjar, Knight

			Page
Jan.	9	Read first time	88
Jan.	10	Referred to Committee on Miscellaneous Appropriations and Claims	96
Jan.	11	Re-referred to Committee on Revenue	99
Jan.	12	Notice of hearing	101
Mar.	30	Placed on General File	941
Apr.	27	Referred for review	1196
May	1	Placed on Select File	1216
May	2	Referred for engrossment	1239
May	2	Returned to Select File. Returned to General File. Referred for engrossment	1240
May	3	Replaced on Select File	1246
May	4	Referred for engrossment	1273
May	8	Correctly engrossed	1305
May	11	Final Reading	1353
May	12	Correctly enrolled. Signed by President	1365
May	15	Presented to Governor	1375
May	19	Approved by Governor	1455

LEGISLATIVE BILL 119 By Stromer, Orme, Knight

			Page
Jan.	10	Read first time	93
Jan.	11	Referred to Committee on Education	99
Jan.	12	Notice of hearing	101
Jan.	19	Placed on General File	155
Jan.	23	Referred for review	180
Jan.	25	Placed on Select File	212
Jan.	26	Referred for engrossment	220
Feb.	1	Correctly engrossed	327

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Feb.	6	Final Reading	359
Feb.	7	Correctly enrolled. Signed by President	367
Feb.	9	Presented to Governor	387
Feb.	14	Approved by Governor	428

LEGISLATIVE BILL 120 By Klaver, Adams

Jan.	10	Read first time	93
Jan.	11	Referred to Committee on Labor and Public Welfare	99
Mar.	23	Notice of hearing	870
May	16	Indefinitely postponed	1394

LEGISLATIVE BILL 121 By Klaver

Jan.	10	Read first time	94
Jan.	11	Referred to Committee on Judiciary	99
Jan.	25	Notice of hearing	211
Feb.	7	Placed on General File	371
Feb.	9	Referred for review	393
Feb.	21	Placed on Select File	482
Feb.	22	Referred for engrossment	507
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	649
Mar.	7	Correctly enrolled	660
Mar.	7	Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 122 By Craft, Fleming

Jan.	10	Read first time	94
Jan.	11	Referred to Committee on Government and Military Affairs	99
Feb.	16	Notice of hearing	448
Mar.	14	Indefinitely postponed	751

LEGISLATIVE BILL 123 By Russillo

Jan.	10	Read first time	94
Jan.	11	Referred to Committee on Budget	99
Jan.	25	Notice of hearing	200
Feb.	2	Placed on General File	337
Feb.	7	Referred for review	370
Feb.	16	Placed on Select File	445
Feb.	17	Referred for engrossment	464

			Page
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	622
Mar.	3	Explanation of vote	629
Mar.	6	Correctly enrolled	635
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	13	Approved by Governor	725

LEGISLATIVE BILL 124 By Ruhnke, Bowen, Nelson

Jan.	10	Read first time. Co-introducer added	94
Jan.	11	Referred to Committee on Government and Military Affairs	99
Jan.	16	Re-referred to Committee on Education	122
Jan.	17	Notice of hearing	124
Jan.	27	Placed on General File	231
Feb.	2	Referred for review	340
Feb.	8	Placed on Select File	374
Feb.	9	Referred for engrossment	391
Feb.	16	Correctly engrossed	445
Feb.	21	Final Reading	486
Feb.	22	Correctly enrolled	498
Feb.	22	Signed by President	499
Feb.	23	Presented to Governor	512
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 125 By Marvel

Jan.	10	Read first time	95
Jan.	11	Referred to Committee on Agriculture	99
Apr.	7	Request. Laid over	973
Apr.	10	Withdrawn	995

LEGISLATIVE BILL 126 By Munnelly, Klaver

Jan.	10	Read first time	95
Jan.	11	Referred to Committee on Revenue	99
Jan.	26	Notice of hearing	213
Feb.	15	Indefinitely postponed	432

LEGISLATIVE BILL 127 By McCosh, Moulton

Jan.	10	Read first time	95
Jan.	11	Referred to Committee on Public Health and Miscellaneous Subjects	99
Feb.	3	Notice of hearing	345
Feb.	28	Indefinitely postponed	561

LEGISLATIVE BILL 128 By Forrester, Webb, Klaver

			Page
Jan.	10	Read first time	95
Jan.	11	Referred to Committee on Revenue	99
Jan.	19	Notice of hearing	162
Mar.	8	Placed on General File	690
Mar.	24	Referred for review	888
Mar.	28	Placed on Select File	905
Mar.	28	Explanation of vote	918
Mar.	29	Referred for engrossment	925
Apr.	5	Replaced on Select File	947
Apr.	7	Referred for engrossment	978
Apr.	10	Correctly engrossed	993
Apr.	13	Final Reading	1030
Apr.	14	Correctly enrolled. Signed by President	1040
Apr.	17	Presented to Governor	1055
Apr.	19	Approved by Governor	1090

LEGISLAIVE BILL 129 By Munnelly, Vosoba

Jan.	10	Read first time	95
Jan.	11	Referred to Committee on Public Health and Miscellaneous Subjects	99
Feb.	8	Notice of hearing	377
Mar.	17	Placed on General File	791
Apr.	13	Referred for review	1036
Apr.	17	Placed on Select File	1065
Apr.	18	Referred for engrossment	1075
Apr.	19	Correctly engrossed	1083
Apr.	24	Final Reading	1128
Apr.	25	Correctly enrolled. Signed by President	1165
Apr.	26	Presented to Governor	1169
May	1	Approved by Governor	1220

LEGISLATIVE BILL 130 By Jensen, Adamson

Jan.	11	Read first time	97
Jan.	12	Referred to Committee on Revenue	104
Jan.	26	Notice of hearing	213
June	7	Placed on General File	1643
June	16	Considered. Laid over	1778
June	23	Referred for review	1898
June	28	Placed on Select File	1923
June	29	Referred for engrossment	1958
June	30	Recalled to Select File. Referred for engrossment	1968
July	5	Correctly engrossed	1977

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July	7	Motion	2010
July	8	Final Reading	2024
July	8	Correctly enrolled. Signed by President	2029
July	8	Presented to Governor	2036
		Approved by Governor	2037

LEGISLATIVE BILL 131 By Adamson, Webb

Jan.	11	Read first time	98
Jan.	12	Referred to Committee on Public Works	104
Jan.	19	Notice of hearing	155
Jan.	25	Placed on General File	201
Jan.	26	Referred for review	222
Feb.	7	Placed on Select File	366
Feb.	8	Referred for engrossment	377
Feb.	14	Correctly engrossed	418
Feb.	17	Final Reading	462
Feb.	20	Explanation of vote	469
Feb.	20	Correctly enrolled. Signed by President	472
Feb.	21	Presented to Governor	481
Feb.	24	Approved by Governor	540

LEGISLATIVE BILL 132 By Klaver, Skarda, Munnelly

Jan.	11	Read first time	98
Jan.	12	Referred to Committee on Government and Military Affairs	104
Feb.	9	Notice of hearing	387
Mar.	8	Placed on General File	684
Mar.	24	Laid over	888
Mar.	28	Considered	915
Mar.	29	Held on General File	927
Apr.	7	Considered. Motion. Referred for review	980
Apr.	11	Placed on Select File	1006
Apr.	12	Referred for engrossment	1015
Apr.	14	Correctly engrossed	1040
Apr.	19	Final Reading	1083
Apr.	20	Correctly enrolled	1093
Apr.	20	Signed by President	1097
Apr.	21	Presented to Governor	1110
Apr.	25	Approved by Governor	1162

LEGISLATIVE BILL 133 By Klaver

Jan.	11	Read first time	98
Jan.	12	Referred to Committee on Public Works	104
Jan.	27	Notice of hearing	233
Mar.	2	Indefinitely postponed	604

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LEGISLATIVE BILL 134 By Orme, Waldo, Vosoba

Jan.	12	Read first time	102
Jan.	13	Referred to Committee on Judiciary	113
Apr.	7	Notice of hearing	979
May	5	Placed on General File	1286
May	18	Laid over	1440
May	23	Considered	1485
May	23	Indefinitely postponed	1486

LEGISLATIVE BILL 135 By Staubitz

Jan.	12	Read first time	102
Jan.	13	Referred to Committee on Public Health and Miscellaneous Subjects	113
Jan.	18	Notice of hearing	144
Feb.	7	Indefinitely postponed	367

LEGISLATIVE BILL 136 By Russillo, Craft, Knight

Jan.	12	Read first time	102
Jan.	12	Co-introducers added	105
Jan.	13	Referred to Committee on Public Works	113
Jan.	16	Co-introducers added	122
Jan.	23	Notice of hearing	173
Feb.	16	Placed on General File	453
Feb.	21	Referred for review	492
Apr.	17	Placed on Select File	1060
Apr.	18	Considered. Laid over	1074
Apr.	18	Referred for engrossment	1075
Apr.	25	Replaced on Select File	1164
Apr.	26	Referred for engrossment	1175
Apr.	28	Correctly engrossed	1207
May	4	Final Reading	1267
May	5	Correctly enrolled	1288
May	5	Signed by Speaker	1289
May	8	Presented to Governor	1304
May	12	Approved by Governor	1370

LEGISLATIVE BILL 137 By Staubitz

Jan.	12	Read first time	103
Jan.	13	Referred to Committee on Government and Military Affairs	113
Feb.	1	Notice of hearing	326
Feb.	13	Indefinitely postponed	413

LEGISLATIVE BILL 138 By Staubitz

			Page
Jan.	12	Read first time	103
Jan.	13	Referred to Committee on Public Works	113
Jan.	19	Notice of hearing	155
Jan.	31	Placed on General File	307
Feb.	2	Considered. Laid over	342
Feb.	3	Laid over	348
Feb.	6	Referred for review	360
Feb.	14	Placed on Select File	417
Feb.	15	Referred for engrossment	436
Feb.	24	Correctly engrossed	531
Mar.	1	Final Reading	578
Mar.	2	Correctly enrolled. Signed by President	593
Mar.	3	Presented to Governor	609
Mar.	8	Approved by Governor	668

LEGISLATIVE BILL 139 By Lautenschlager, Syas, Stromer

Jan.	12	Read first time	104
Jan.	13	Referred to Committee on Judiciary	113
Jan.	25	Notice of hearing	211
Feb.	7	Indefinitely postponed	371

LEGISLATIVE BILL 140 By Stryker, Kjar, Rasmussen

Jan.	12	Read first time	104
Jan.	13	Referred to Committee on Government and Military Affairs	113
Feb.	16	Notice of hearing	448
Mar.	21	Placed on General File	839
Apr.	10	Change of order	992
Apr.	11	Referred for review	1008
Apr.	13	Placed on Select File	1025
Apr.	14	Referred for engrossment	1047
Apr.	18	Replaced on Select File	1072
Apr.	19	Referred for engrossment	1086
Apr.	20	Correctly engrossed	1108
Apr.	25	Final Reading	1151
Apr.	26	Correctly enrolled. Signed by President	1181
Apr.	27	Presented to Governor	1184
May	1	Approved by Governor	1220

LEGISLATIVE BILL 141 By Brandt, Vosoba

Jan.	12	Read first time	104
Jan.	13	Referred to Committee on Judiciary	113

			Page
Jan.	25	Notice of hearing	211
Feb.	7	Placed on General File	371
Feb.	9	Referred for review	393
Feb.	21	Placed on Select File	482
Feb.	22	Referred for engrossment	507
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	649
Mar.	7	Correctly enrolled. Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 142 By Staubitz

Jan.	13	Read first time	109
Jan.	16	Referred to Committee on Public Works	121
Jan.	19	Notice of hearing	155
Jan.	31	Placed on General File	307
Feb.	2	Considered	342
Feb.	3	Laid over	348
Feb.	6	Considered. Laid over	360
Feb.	7	Laid over	369
Feb.	8	Referred for review	378
Feb.	17	Placed on Select File	458
Feb.	20	Referred for engrossment	477
Feb.	28	Replaced on Select File	561
Mar.	1	Referred for engrossment	582
Mar.	7	Correctly engrossed	660
Mar.	13	Final Reading	732
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	15	Presented to Governor	763
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 143 By Romans

Jan.	13	Read first time	109
Jan.	16	Referred to Committee on Public Health and Miscellaneous Subjects	121
Jan.	18	Notice of hearing	144
Feb.	7	Indefinitely postponed	367
Feb.	15	Placed on General File	437
Feb.	17	Referred for review	465
Feb.	24	Placed on Select File	530
Feb.	27	Referred for engrossment	553
Mar.	6	Correctly engrossed	635
Mar.	9	Laid over	700

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Mar.	9	Final Reading	701
Mar.	10	Correctly enrolled. Signed by President	714
Mar.	13	Presented to Governor	726
Mar.	17	Approved by Governor	790

LEGISLATIVE BILL 144 By Erlewine, Gerdes, Webb

Jan.	13	Read first time	109
Jan.	16	Referred to Committee on Agriculture	121
Jan.	17	Notice of hearing	132
Jan.	26	Placed on General File	224
Jan.	27	Referred for review	247
Feb.	8	Placed on Select File	373
Feb.	9	Referred for engrossment	391
Feb.	15	Correctly engrossed	432
Feb.	20	Final Reading	475
Feb.	21	Correctly enrolled. Signed by President	484
Feb.	22	Presented to Governor	497
Feb.	24	Approved by Governor	540

LEGISLATIVE BILL 145 By Stromer, Russillo, Gerhart

Jan.	13	Read first time	109
Jan.	16	Referred to Committee on Banking, Commerce and Insurance	121
Jan.	25	Notice of hearing	200
Feb.	1	Placed on General File	331
Feb.	6	Considered. Laid over	363
Feb.	8	Referred for review	378
Feb.	17	Placed on Select File	458
Feb.	20	Referred for engrossment	477
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	626
Mar.	6	Correctly enrolled	635
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	13	Approved by Governor	725

LEGISLATIVE BILL 146 By Forrester, Nelson, Claussen

Jan.	13	Read first time	110
Jan.	16	Referred to Committee on Banking, Commerce and Insurance	121
Jan.	25	Notice of hearing	200
Mar.	3	Indefinitely postponed	629

LEGISLATIVE BILL 147 By Knight, McHugh, Hasebroock

			Page
Jan.	13	Read first time	110
Jan.	16	Referred to Committee on Banking, Commerce and Insurance	121
Jan.	25	Notice of hearing	200
Feb.	1	Placed on General File	331
Feb.	7	Considered. Laid over	369
Feb.	14	Motion, Recommitted for further hearing	429
Apr.	25	Request. Laid over	1161
Apr.	26	Withdrawn	1174

LEGISLATIVE BILL 148 By Knight, McHugh, Hasebroock

Jan.	13	Read first time	110
Jan.	16	Referred to Committee on Banking, Commerce and Insurance	121
Jan.	25	Notice of hearing	200
Feb.	1	Placed on General File	331
Feb.	7	Considered. Laid over	369
Feb.	14	Motion	429
Feb.	14	Referred for review	430
Feb.	22	Placed on Select File	497
Feb.	23	Referred for engrossment	517
Mar.	2	Correctly engrossed	592
Mar.	8	Laid over	671
Mar.	15	Motion. Laid over	766
Mar.	15	Explanation of vote	774
Mar.	16	Laid over	780
Mar.	16	Motions. Final Reading	785
Mar.	17	Correctly enrolled	791
Mar.	17	Signed by President	792
Mar.	20	Presented to Governor	813
Mar.	24	Returned by Governor without approval	873

LEGISLATIVE BILL 149 By Gerdes, Vosoba

Jan.	13	Read first time	110
Jan.	16	Referred to Committee on Budget	121
Jan.	23	Notice of hearing	173
Feb.	2	Placed on General File	337
Feb.	7	Laid over	370
Feb.	14	Referred for review	429
Feb.	22	Placed on Select File	497
Feb.	23	Referred for engrossment	517
Mar.	2	Correctly engrossed	592
Mar.	8	Final Reading	671

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Mar.	8	Explanation of vote	683
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 150 By Gerdes, Vosoba

Jan.	13	Read first time	110
Jan.	16	Referred to Committee on Miscellaneous Appropriations and Claims	121
Jan.	19	Notice of hearing	155
Jan.	27	Placed on General File	231
Feb.	2	Referred for review	339
Feb.	8	Placed on Select File	374
Feb.	9	Referred for engrossment	391
Feb.	15	Correctly engrossed	432
Feb.	20	Final Reading	475
Feb.	21	Correctly enrolled. Signed by President	484
Feb.	22	Presented to Governor	497
Feb.	24	Approved by Governor	540

LEGISLATIVE BILL 151 By Gerdes, Vosoba

Jan.	13	Read first time	111
Jan.	16	Referred to Committee on Miscellaneous Appropriations and Claims	121
Jan.	19	Notice of hearing	155
Jan.	27	Placed on General File	231
Feb.	2	Referred for review	339
Feb.	8	Placed on Select File	374
Feb.	9	Referred for engrossment	391
Feb.	16	Correctly engrossed	445
Feb.	21	Final Reading	485
Feb.	22	Correctly enrolled	498
Feb.	22	Signed by President	499
Feb.	23	Presented to Governor	512
Mar.	2	Approved by Governor	590

LEGISLATIVE BILL 152 By McHugh

Jan.	13	Read first time	111
Jan.	16	Referred to Committee on Government and Military Affairs	121
Feb.	1	Notice of hearing	326
Mar.	2	Indefinitely postponed	593
Mar.	7	Motion	661

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LEGISLATIVE BILL 153 By McHugh

Jan.	13	Read first time	111
Jan.	16	Referred to Committee on Government and Military Affairs	121
Feb.	16	Notice of hearing	448
Mar.	14	Placed on General File	751
Apr.	12	Referred for review	1021
Apr.	17	Placed on Select File	1063
Apr.	18	Referred for engrossment	1075
Apr.	20	Replaced on Select File	1108
Apr.	21	Referred for engrossment	1115
Apr.	24	Correctly engrossed	1138
Apr.	27	Final Reading	1187
Apr.	28	Correctly enrolled. Signed by President	1207
May	1	Presented to Governor	1212
May	3	Explanation of vote	1248
May	5	Approved by Governor	1281

LEGISLATIVE BILL 154 By McHugh

Jan.	13	Read first time	111
Jan.	16	Referred to Committee on Government and Military Affairs	121
Feb.	16	Notice of hearing	448
Mar.	14	Placed on General File	752
Apr.	12	Referred for review	1021
Apr.	17	Placed on Select File	1063
Apr.	18	Referred for engrossment	1075
Apr.	21	Replaced on Select File	1110
Apr.	24	Referred for engrossment	1130
Apr.	25	Correctly engrossed	1164
Apr.	28	Final Reading	1202
May	1	Correctly enrolled. Signed by President	1218
May	2	Presented to Governor	1224
May	3	Explanation of vote	1248
May	8	Approved by Governor	1303

LEGISLATIVE BILL 155 By McHugh

Jan.	13	Read first time	111
Jan.	16	Referred to Committee on Government and Military Affairs	121
Feb.	16	Notice of hearing	448
Mar.	2	Placed on General File	593
Mar.	14	Considered. Laid over	760
Mar.	17	Referred for review	796

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Mar.	21	Placed on Select File	836
Mar.	22	Referred for engrossment	855
Mar.	24	Replaced on Select File	877
Mar.	27	Referred for engrossment	899
Mar.	28	Correctly engrossed	907
Apr.	5	Returned to Select File	952
Apr.	7	Referred for re-engrossment	977
Apr.	10	Replaced on Select File	993
Apr.	11	Laid over. Bill mimeographed	1001
Apr.	12	Referred for re-engrossment	1014
Apr.	13	Correctly re-engrossed	1025
Apr.	18	Final Reading	1073
Apr.	19	Correctly enrolled. Signed by President	1083
Apr.	20	Presented to Governor	1093
Apr.	25	Approved by Governor	1162

LEGISLATIVE BILL 156 By McHugh

Jan.	13	Read first time	112
Jan.	16	Referred to Committee on Revenue	121
Jan.	26	Notice of hearing	213
Mar.	30	Indefinitely postponed	941
Apr.	7	Motion. Laid over	984
May	5	Placed on General File	1290
May	5	Change of order	1293
May	5	Referred for review	1294
May	9	Placed on Select File	1315
May	10	Referred for engrossment	1339
May	12	Correctly engrossed	1365
May	17	Final Reading	1415
May	17	Explanations of vote	1418, 1421
May	18	Correctly enrolled. Signed by President	1428
May	19	Presented to Governor	1445
May	23	Approved by Governor	1487

LEGISLATIVE BILL 157 By McHugh

Jan.	13	Read first time	112
Jan.	16	Referred to Committee on Government and Military Affairs	121
Feb.	16	Notice of hearing	448
Mar.	2	Indefinitely postponed	594

LEGISLATIVE BILL 158 By McHugh

Jan.	13	Read first time	112
Jan.	16	Referred to Committee on Public Works	121

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Jan.	19	Notice of hearing	155
Mar.	17	Placed on General File	799
Apr.	10	Change of order	992
Apr.	14	Laid over	1048
Apr.	17	Indefinitely postponed	1066

LEGISLATIVE BILL 159 By Peck, Marvel, Vosoba

Jan.	13	Read first time. Co-introducers added	112
Jan.	16	Referred to Committee on Government and Military Affairs	121
Feb.	9	Notice of hearing	387
Feb.	23	Placed on General File	511
Mar.	1	Referred for review	585
Mar.	3	Placed on Select File	613
Mar.	6	Motion	638
Mar.	6	Referred for engrossment	655
Mar.	7	Correctly engrossed	662
Mar.	10	Final Reading	716
Mar.	10	Correctly enrolled. Signed by President	723
Mar.	13	Presented to Governor	726
Mar.	15	Approved by Governor	773

LEGISLATIVE BILL 160 By Vosoba

Jan.	13	Read first time	113
Jan.	16	Referred to Committee on Public Health and Miscellaneous Subjects	121
Jan.	18	Notice of hearing	144
Mar.	7	Indefinitely postponed	663
Mar.	8	Motion. Laid over	686
Mar.	13	Placed on General File	744
Apr.	12	Laid over	1017
Apr.	25	Laid over	1163
May	2	Laid over	1241
May	3	Indefinitely postponed	1252

LEGISLATIVE BILL 161 By Vosoba, Marvel, Diers

Jan.	13	Read first time	113
Jan.	16	Referred to Committee on Labor and Public Welfare	121
Jan.	19	Notice of hearing	161
Feb.	16	Placed on General File	456
Feb.	23	Laid over	519
Feb.	23	Referred for review	523
Feb.	28	Placed on Select File	562

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Mar.	1	Laid over	582
Mar.	2	Referred for engrossment	605
Mar.	6	Replaced on Select File	634
Mar.	7	Referred for engrossment	663
Mar.	10	Correctly engrossed	714
Mar.	15	Final Reading	767
Mar.	15	Explanation of vote	774
Mar.	16	Correctly enrolled. Signed by President	780
Mar.	17	Presented to Governor	791
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 162 By Waldo, Staubitz

Jan.	13	Read first time	114
Jan.	16	Referred to Committee on Government and Military Affairs	121
Feb.	9	Notice of hearing	387
Feb.	23	Placed on General File	517
Mar.	2	Referred for review	606
Mar.	6	Placed on Select File	635
Mar.	7	Referred for engrossment	664
Mar.	10	Correctly engrossed	714
Mar.	15	Final Reading	771
Mar.	16	Correctly enrolled. Signed by President	780
Mar.	17	Presented to Governor	791
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 163 By Waldo, Fleming, Syas

Jan.	13	Read first time. Co-introducer added	114
Jan.	16	Referred to Committee on Education	121
Jan.	18	Notice of hearing	142
Jan.	26	Placed on General File	213
Jan.	27	Considered. Laid over	247
Feb.	2	Laid over	339
Feb.	3	Laid over	348
Feb.	6	Request. Laid over	360
Feb.	7	Withdrawn	369

LEGISLATIVE BILL 164 By Waldo, Fleming, Syas

Jan.	13	Read first time. Co-introducer added	114
Jan.	16	Referred to Committee on Education	121
Jan.	18	Notice of hearing	142
Jan.	26	Placed on General File	213
Jan.	27	Motion. Laid over	247
Feb.	2	Considered. Laid over	339

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Feb.	3	Laid over	348
Feb.	3	Referred for review	351
Feb.	13	Placed on Select File	412
Feb.	14	Referred for engrossment	427
Feb.	22	Correctly engrossed	498
Feb.	27	Final Reading	549
Feb.	28	Correctly enrolled	562
Feb.	28	Signed by President	563
Mar.	1	Presented to Governor	573
Mar.	6	Approved by Governor	653

LEGISLATIVE BILL 165 By Vosoba, Stryker

Jan.	13	Read first time	115
Jan.	16	Referred to Committee on Labor and Public Welfare	122
Jan.	19	Notice of hearing	161
Feb.	2	Placed on General File	344
Feb.	8	Referred for review	379
Feb.	17	Placed on Select File	459
Feb.	20	Referred for engrossment	477
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	626
Mar.	6	Correctly enrolled	635
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	13	Approved by Governor	725

LEGISLATIVE BILL 166 By Bridenbaugh, Staubitz, Munnelly

Jan.	13	Read first time	115
Jan.	16	Referred to Committee on Revenue	122
Jan.	24	Notice of hearing	184
Feb.	7	Placed on General File	367
Feb.	9	Referred for review	392
Feb.	20	Placed on Select File	472
Feb.	21	Referred for engrossment	487
Mar.	2	Recalled to Select File. Referred for engrossment	604
Mar.	8	Correctly engrossed	669
Mar.	13	Final Reading	734
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	15	Presented to Governor	763
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 167 By Committee on Government

			Page
Jan.	16	Read first time	117
Jan.	17	Referred to Committee on Government	132
Feb.	16	Notice of hearing	448
Mar.	2	Placed on General File	594
Mar.	14	Referred for review	761
Mar.	16	Placed on Select File	779
Mar.	17	Referred for engrossment	795
Mar.	21	Correctly engrossed	839
Mar.	24	Final Reading	880
Mar.	27	Correctly enrolled. Signed by President	895
Mar.	28	Presented to Governor	903
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 168 By Committee on Government

Jan.	16	Read first time	117
Jan.	17	Referred to Committee on Government and Military Affairs	132
Feb.	16	Notice of hearing	448
Mar.	2	Placed on General File	594
Mar.	14	Considered. Laid over	761
Mar.	14	Referred for review	761
Mar.	16	Placed on Select File	779
Mar.	17	Referred for engrossment	796
Mar.	21	Correctly engrossed	839
Mar.	24	Final Reading	883
Mar.	27	Correctly enrolled. Signed by President	895
Mar.	28	Presented to Governor	903
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 169 By Committee on Government

Jan.	16	Read first time	118
Jan.	17	Referred to Committee on Government and Military Affairs	132
Feb.	16	Notice of hearing	448
Apr.	19	Placed on General File	1081
May	8	Change of order	1298
May	8	Laid over	1311
May	9	Laid over	1323
May	9	Motion	1325
May	9	Referred for review	1328
May	10	Motion	1340
May	12	Placed on Select File	1363
May	15	Referred for engrossment	1378

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May	18	Correctly engrossed	1428
May	23	Laid over	1430
May	24	Returned to Select File	1493
May	24	Laid over	1498
May	25	Referred for re-engrossment	1521
June	2	Correctly re-engrossed	1569
June	7	Motion. Laid over	1652
June	8	Motion withdrawn. Final Reading	1673
June	8	Explanation of vote	1676
June	9	Correctly enrolled. Signed by President	1688
June	12	Presented to Governor	1700
June	14	Approved by Governor	1745

LEGISLATIVE BILL 170 By Committee on Government

Jan.	16	Read first time	118
Jan.	17	Referred to Committee on Government and Military Affairs	132
Feb.	16	Notice of hearing	448
Mar.	2	Placed on General File	594
Mar.	14	Referred for review. Explanation of vote	761
Mar.	16	Placed on Select File	779
Mar.	17	Referred for engrossment	795
Mar.	21	Correctly engrossed	839
Mar.	24	Final Reading	881
Mar.	27	Correctly enrolled. Signed by President	895
Mar.	28	Presented to Governor	903
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 171 By Orme

Jan.	16	Read first time	118
Jan.	17	Referred to Committee on Public Health and Miscellaneous Subjects	132
Feb.	1	Notice of hearing	326
Mar.	6	Placed on General File	636
Mar.	17	Considered	798
Mar.	20	Motion. Laid over	818
Mar.	21	Referred for review	840
Mar.	24	Placed on Select File	874
Mar.	27	Referred for engrossment	899
Mar.	30	Correctly engrossed	944
Apr.	10	Final Reading	986
Apr.	10	Explanation of vote	992
Apr.	11	Correctly enrolled. Signed by Speaker	1000
Apr.	11	Explanation of vote	1003

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Apr. 12	Presented to Governor	1011
Apr. 14	Approved by Governor	1051

LEGISLATIVE BILL 172 By Fleming, Thompson

Jan. 16	Read first time	118
Jan. 17	Referred to Committee on Public Health and Miscellaneous Subjects	132
Jan. 24	Notice of hearing	184
Feb. 13	Placed on General File	414
Feb. 16	Referred for review	451
Feb. 23	Placed on Select File	513
Feb. 24	Referred for engrossment	538
Mar. 1	Replaced on Select File	574
Mar. 2	Referred for engrossment	605
Mar. 8	Correctly engrossed	669
Mar. 13	Final Reading	735
Mar. 14	Correctly enrolled	750
Mar. 14	Signed by President	751
Mar. 15	Presented to Governor	763
Mar. 21	Approved by Governor	840

LEGISLATIVE BILL 173 By Forrester, Webb, Stalder

Jan. 16	Read first time	118
Jan. 17	Referred to Committee on Education	132
Jan. 20	Notice of hearing	165
Feb. 1	Placed on General File	329
Feb. 3	Referred for review	352
Feb. 13	Placed on Select File	412
Feb. 14	Referred for engrossment	428
Feb. 23	Correctly engrossed	513
Feb. 28	Final Reading	565
Mar. 1	Correctly enrolled	575
Mar. 1	Signed by President	576
Mar. 2	Presented to Governor	591
Mar. 8	Approved by Governor	668

LEGISLATIVE BILL 174 By Webb, Forrester, Stalder

Jan. 16	Read first time	119
Jan. 17	Referred to Committee on Revenue	132
Jan. 19	Notice of hearing	162
Feb. 1	Indefinitely postponed	330
Feb. 6	Motion	364
Feb. 7	Placed on General File	368
Feb. 9	Considered. Laid over	393
Feb. 16	Indefinitely postponed	449

LEGISLATIVE BILL 175 By Skarda

			Page
Jan.	16	Read first time	119
Jan.	17	Referred to Committee on Labor and Public Welfare	132
Mar.	23	Notice of hearing	870
Apr.	21	Placed on General File	1110
May	15	Referred for review	1337
May	19	Placed on Select File	1447
May	22	Referred for engrossment	1467
June	1	Correctly engrossed	1545
June	6	Final Reading	1628
June	7	Correctly enrolled. Signed by President	1646
June	8	Presented to Governor	1668
June	14	Approved by Governor	1745

LEGISLATIVE BILL 176 By Skarda

Jan.	16	Read first time	119
Jan.	17	Referred to Committee on Judiciary	132
Jan.	31	Notice of hearing	257
Feb.	17	Indefinitely postponed	460

LEGISLATIVE BILL 177 By Klaver

Jan.	16	Read first time	119
Jan.	17	Referred to Committee on Labor and Public Welfare	132
Feb.	2	Notice of hearing	343
May	16	Indefinitely postponed	1394
May	17	Motion. Laid over	1415
May	18	Motion renewed	1435

LEGISLATIVE BILL 178 By McCosh, Peck, Orme

Jan.	16	Read first time	119
Jan.	17	Referred to Committee on Public Works	132
Jan.	27	Notice of hearing	233
Feb.	23	Placed on General File	525
Mar.	2	Considered	607
Mar.	6	Placed on Select File	634
Mar.	7	Referred for engrossment	664
Mar.	10	Correctly engrossed	714
Mar.	15	Final Reading	769
Mar.	15	Explanation of vote	774
Mar.	16	Correctly enrolled. Signed by President	780
Mar.	17	Presented to Governor	791
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 179 By Stalder, Forrester, Webb

			Page
Jan.	16	Read first time	120
Jan.	17	Referred to Committee on Education	132
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	329
Feb.	3	Considered. Laid over	352
Feb.	7	Referred for review	368
Mar.	9	Placed on Select File	693
Mar.	10	Referred for engrossment	718
Mar.	14	Replaced on Select File	750
Mar.	15	Referred for engrossment	773
Mar.	20	Correctly engrossed	814
Mar.	23	Final Reading	863
Mar.	24	Correctly enrolled. Signed by President	878
Mar.	27	Presented to Governor	893
Mar.	30	Approved by Governor	930

LEGISLATIVE BILL 180 By Hasebroock, Kjar

Jan.	16	Read first time	120
Jan.	17	Referred to Committee on Revenue	132
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	330
Feb.	6	Referred for review	363
Feb.	16	Placed on Select File	444
Feb.	17	Referred for engrossment	463
Feb.	23	Recalled to Select File	522
Feb.	23	Referred for engrossment	523
Mar.	2	Correctly engrossed	593
Mar.	8	Final Reading	675
Mar.	8	Explanation of vote	683
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 181 By Nelson

Jan.	16	Read first time	120
Jan.	17	Referred to Committee on Education	132
Jan.	25	Notice of hearing	199
Feb.	1	Placed on General File	377
Feb.	9	Laid over	395
Feb.	15	Referred for review	437
Feb.	22	Placed on Select File	497
Feb.	23	Referred for engrossment	518
Mar.	2	Correctly engrossed	592

		Page
Mar. 8	Laid over	671
Mar. 9	Laid over	699
Mar. 13	Final Reading	728
Mar. 14	Correctly enrolled	750
Mar. 14	Signed by President	751
Mar. 14	Explanation of vote	762
Mar. 15	Presented to Governor	763
Mar. 21	Approved by Governor	840

LEGISLATIVE BILL 182 By Gerdes, Fleming, Romans

Jan. 16	Read first time	120
Jan. 17	Referred to Committee on Education	132
Jan. 20	Notice of hearing	165
Feb. 2	Placed on General File	337
Feb. 7	Referred for review	370
Feb. 16	Placed on Select File	445
Feb. 17	Referred for engrossment	464
Feb. 28	Correctly engrossed	562
Mar. 3	Final Reading	624
Mar. 6	Correctly enrolled	636
Mar. 6	Signed by President	638
Mar. 7	Presented to Governor	659
Mar. 13	Approved by Govenor	725

LEGISLATIVE BILL 183 By Gerdes, Adamson, Fleming

Jan. 16	Read first time	121
Jan. 17	Referred to Committee on Education	132
Jan. 20	Notice of hearing	165
Feb. 2	Placed on General File	337
Feb. 7	Considered. Motion	370
Feb. 7	Referred for review	372
Feb. 17	Placed on Select File	458
Feb. 20	Referred for engrossment	477
Feb. 28	Correctly engrossed	562
Mar. 3	Final Reading	625
Mar. 6	Correctly enrolled	636
Mar. 6	Signed by President	638
Mar. 7	Presented to Governor	659
Mar. 13	Approved by Governor	725

LEGISLATIVE BILL 184 By Syas

Jan. 16	Read first time	121
Jan. 17	Referred to Committee on Judiciary	132

			Page
Jan.	20	Request. Laid over	164
Jan.	23	Withdrawn	180

LEGISLATIVE BILL 185 By Bridenbaugh

Jan.	17	Read first time	124
Jan.	18	Referred to Committee on Judiciary	150
Feb.	10	Notice of hearing	400
Feb.	23	Indefinitely postponed	526

LEGISLATIVE BILL 186 By Vosoba, Bridenbaugh, Claussen, Lautenschlager, Webb

Jan.	17	Co-introducers added. Read first time	125
Jan.	18	Referred to Committee on Judiciary	150
Jan.	31	Notice of hearing	257
Mar.	2	Placed on General File	603
Mar.	14	Laid over	761
Mar.	17	Laid over	796
Mar.	20	Motion	819
Mar.	21	Considered. Laid over	839
Mar.	28	Considered. Laid over	910
Apr.	7	Laid over	980
Apr.	13	Referred for review	1033
Apr.	14	Recalled to General File	1048
Apr.	17	Referred for review	1059
Apr.	19	Placed on Select File	1082
Apr.	20	Indefinitely postponed	1098

LEGISLATIVE BILL 187 By Vosoba, Bridenbaugh, Claussen, Lautenschlager, Webb

Jan.	17	Co-introducers added. Read first time	125
Jan.	18	Referred to Committee on Public Works	150
Jan.	23	Notice of hearing	173
May	8	Indefinitely postponed	1297

LEGISLATIVE BILL 188 By Vosoba, Bridenbaugh, Claussen, Lautenschlager, Webb

Jan.	17	Co-introducers added. Read first time	125
Jan.	18	Referred to Committee on Public Works	150
Jan.	27	Notice of hearing	233
Feb.	15	Placed on General File	440
Feb.	17	Referred for review	465
Feb.	24	Placed on Select File	542
Feb.	27	Referred for engrossment	553

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Mar.	6	Correctly engrossed	635
Mar.	9	Final Reading	704
Mar.	9	Explanation of vote	707
Mar.	10	Correctly enrolled. Signed by President	714
Mar.	13	Presented to Governor	726
Mar.	17	Approved by Governor	790

LEGISLATIVE BILL 189 By Vosoba, Bridenbaugh, Claussen, Lautenschlager, Webb

Jan.	17	Co-introducers added	125
Jan.	17	Read first time	126
Jan.	18	Referred to Committee on Public Works	150
Jan.	23	Notice of hearing	173
May	8	Indefinitely postponed	1297

LEGISLATIVE BILL 190 By Vosoba, Bridenbaugh, Claussen, Lautenschlager, Webb

Jan.	17	Co-introducers added	125
Jan.	17	Read first time	126
Jan.	18	Referred to Committee on Public Works	150
Jan.	27	Notice of hearing	233
Feb.	23	Placed on General File	525
Mar.	2	Laid over	606
Mar.	2	Considered	607
Mar.	3	Laid over	630
Mar.	7	Considered. Laid over	664
Mar.	9	Referred for review	708
May	15	Placed on Select File	1381
May	16	Referred for engrossment	1403
May	18	Replaced on Select File	1427
May	19	Referred for engrossment	1453
May	25	Correctly engrossed	1517
June	2	Final Reading	1571
June	5	Correctly enrolled. Signed by President	1607
June	6	Presented to Governor	1623
June	14	Approved by Governor	1745

LEGISLATIVE BILL 191 By Vosoba, Bridenbaugh, Claussen, Lautenschlager, Webb

Jan.	17	Co-introducers added	125
Jan.	17	Read first time	126
Jan.	18	Referred to Committee on Government and Military Affairs	150

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Feb.	13	Re-referred to Committee on Public Works	415
Feb.	20	Notice of hearing	479
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
Apr.	26	Indefinitely postponed	1177

LEGISLATIVE BILL 192 By Vosoba

Jan.	17	Read first time	127
Jan.	18	Referred to Committee on Judiciary	150
Jan.	25	Notice of hearing	211
Feb.	10	Placed on General File	410
Feb.	15	Referred for review	439
Feb.	22	Placed on Select File	498
Feb.	23	Referred for engrossment	518
Mar.	2	Correctly engrossed	593
Mar.	8	Final Reading	674
Mar.	8	Explanation of vote	683
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 193 By Bridenbaugh, Diers

Jan.	17	Read first time	127
Jan.	18	Referred to Committee on Revenue	150
Jan.	24	Notice of hearing	184
Mar.	13	Indefinitely postponed	744

LEGISLATIVE BILL 194 By Bridenbaugh, Bowen, Webb

Jan.	17	Read first time	127
Jan.	18	Referred to Committee on Public Health and Miscellaneous Subjects	150
Jan.	24	Notice of hearing	184
Feb.	13	Placed on General File	414
Feb.	16	Referred for review	451
Feb.	23	Placed on Select File	513
Feb.	24	Referred for engrossment	538
Mar.	3	Correctly engrossed	613
Mar.	8	Final Reading	679
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 195 By Bridenbaugh, Adamson

Jan.	17	Read first time	127
Jan.	18	Referred to Committee on Government and Military Affairs	150

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Feb.	16	Notice of hearing	448
Mar.	14	Placed on General File	753
Apr.	12	Bracketed	1021
Apr.	19	Motions. Referred for review	1088
Apr.	21	Placed on Select File	1110
Apr.	24	Communication. Laid over	1129
Apr.	24	Motion	1139
Apr.	25	Motions. Referred for engrossment	1156
Apr.	27	Correctly engrossed	1192
Apr.	27	Motion	1198
May	2	Pending motion withdrawn. Motions	1224
May	2	Final Reading	1226
May	3	Correctly enrolled	1246
May	3	Signed by President	1247
May	3	Message from the Governor. Motion	1253
May	4	Pending motion renewed	1262
May	4	Explanation of vote	1263
May	5	Presented to Governor	1281
May	12	Message from Governor. Became law without the Governor's signature	1360

LEGISLATIVE BILL 196 By Diers, Bowen, Moulton

Jan.	17	Read first time	128
Jan.	18	Referred to Committee on Agriculture	150
Jan.	19	Notice of hearing	155
Feb.	20	Placed on General File	469
Feb.	24	Referred for review	539
Feb.	27	Explanation of vote	558
Mar.	3	Placed on Select File	611
Mar.	6	Referred for engrossment	654
Mar.	8	Replaced on Select File	669
Mar.	9	Referred for engrossment	708
Mar.	14	Replaced on Select File	749
Mar.	15	Referred for engrossment	773
Mar.	17	Replaced on Select File	810
Mar.	20	Referred for engrossment	818
Mar.	22	Correctly engrossed	844
Mar.	27	Final Reading	898
Mar.	28	Correctly enrolled. Signed by President	904
Mar.	29	Presented to Governor	919
Mar.	30	Approved by Governor	930

LEGISLATIVE BILL 197 By Gerdes, Diers, Bowen

Jan.	17	Read first time	128
Jan.	18	Referred to Committee on Agriculture	150
Jan.	26	Notice of hearing	220

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Mar.	17	Placed on General File	800
Apr.	14	Referred for review	1048
Apr.	24	Placed on Select File	1132
Apr.	25	Considered. Laid over	1159
Apr.	26	Laid over	1175
Apr.	26	Referred for engrossment	1181
Apr.	27	Replaced on Select File	1192
Apr.	28	Referred for engrossment	1208
May	5	Replaced on Select File	1287
May	8	Referred for engrossment	1307
May	10	Correctly engrossed	1331
May	15	Laid over	1376
May	16	Laid over	1394
May	16	Final Reading	1398
May	17	Correctly enrolled	1414
May	17	Signed by President	1415
May	18	Presented to Governor	1425
May	19	Approved by Governor	1456

LEGISLATIVE BILL 198 By Forrester, Adamson, Gerdes

Jan.	17	Read first time	129
Jan.	18	Referred to Committee on Agriculture	150
Jan.	25	Notice of hearing	200
Mar.	6	Placed on General File	641
Mar.	21	Referred for review	841
Mar.	23	Placed on Select File	866
Mar.	24	Considered. Laid over	885
Apr.	7	Referred for engrossment	977
Apr.	10	Correctly engrossed	993
Apr.	13	Final Reading	1026
Apr.	14	Correctly enrolled. Signed by President	1040
Apr.	17	Presented to Governor	1055
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 199 By Nelson

Jan.	17	Read first time	129
Jan.	18	Co-introducer added	144
Jan.	18	Referred to Committee on Agriculture	150
Jan.	25	Notice of hearing	200
Feb.	13	Placed on General File	410
Feb.	15	Referred for review	438
Feb.	22	Placed on Select File	498
Feb.	23	Referred for engrossment	518
Mar.	2	Correctly engrossed	593
Mar.	8	Final Reading	674
Mar.	8	Explanation of vote	683

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Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 200 By Rasmussen, Skarda

Jan.	17	Read first time	129
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	150
Jan.	31	Notice of hearing	259
Feb.	24	Indefinitely postponed	529

LEGISLATIVE BILL 201 By Moulton

Jan.	17	Read first time	129
Jan.	18	Referred to Committee on Government and Military Affairs	150
Feb.	9	Notice of hearing	387
Mar.	2	Indefinitely postponed	594

LEGISLATIVE BILL 202 By Moulton, Lautenschlager

Jan.	17	Read first time	130
Jan.	18	Referred to Committee on Public Health and Miscellaneous Subjects	150
Jan.	24	Notice of hearing	184
Feb.	13	Placed on General File	414
Feb.	16	Referred for review	452
Feb.	24	Placed on Select File	530
Feb.	27	Referred for engrossment	553
Mar.	3	Correctly engrossed	613
Mar.	8	Final Reading	682
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	773

LEGISLATIVE BILL 203 By Lautenschlager

Jan.	17	Read first time	130
Jan.	18	Referred to Committee on Judiciary	150
Jan.	25	Notice of hearing	211
Feb.	7	Indefinitely postponed	371

LEGISLATIVE BILL 204 By Moulton, Russillo

Jan.	17	Read first time	130
Jan.	18	Referred to Committee on Government and Military Affairs	150
Feb.	16	Notice of hearing	449
Apr.	5	Placed on General File	946
Apr.	27	Referred for review	1198

			Page
May	1	Placed on Select File	1217
May	2	Referred for engrossment	1240
May	4	Correctly engrossed	1261
May	9	Final Reading	1319
May	10	Correctly enrolled. Signed by President	1331
May	11	Presented to Governor	1345
May	16	Approved by Governor	1407

LEGISLATIVE BILL 205 By Moulton, Russillo

Jan.	17	Read first time	130
Jan.	18	Referred to Committee on Public Health and Miscellaneous Subjects	150
Feb.	3	Notice of hearing	345
Feb.	20	Placed on General File	479
Feb.	27	Referred for review	555
Mar.	1	Placed on Select File	574
Mar.	2	Referred for engrossment	605
Mar.	6	Replaced on Select File	634
Mar.	7	Referred for engrossment	664
Mar.	10	Correctly engrossed	714
Mar.	15	Final Reading	768
Mar.	15	Explanation of vote	774
Mar.	16	Correctly enrolled. Signed by President	780
Mar.	17	Presented to Governor	791
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 206 By Ruhnke, Burbach, Vosoba

Jan.	17	Read first time	131
Jan.	18	Referred to Committee on Revenue	150
Jan.	26	Notice of hearing	213
Feb.	15	Placed on General File	440
Feb.	17	Referred for review	465
Feb.	24	Placed on Select File	531
Feb.	27	Referred for engrossment	553
Mar.	6	Correctly engrossed	635
Mar.	9	Final Reading	700
Mar.	10	Correctly enrolled. Signed by President	714
Mar.	13	Presented to Governor	726
Mar.	17	Approved by Governor	790

LEGISLATIVE BILL 207 By Syas

Jan.	17	Read first time	131
Jan.	18	Referred to Committee on Public Health and Miscellaneous Subjects	150
Feb.	3	Notice of hearing	345
Feb.	28	Indefinitely postponed	561

LEGISLATIVE BILL 208 By Syas, Gerdes, Bowen

			Page
Jan.	18	Read first time. Co-introducers added	144
Jan.	19	Referred to Committee on Revenue	161
Jan.	24	Notice of hearing	184
Feb.	27	Placed on General File	545
Mar.	9	Laid over	710
Mar.	15	Considered	774
Mar.	16	Referred for review	787
Mar.	20	Placed on Select File	813
Mar.	21	Returned to General File. Referred for review	835
Mar.	22	Replaced on Select File	844
Mar.	23	Referred for engrossment	867
Mar.	27	Correctly engrossed	900
Mar.	29	Laid over	926
Apr.	6	Motions	969, 970
Apr.	7	Final Reading	975
Apr.	10	Correctly enrolled. Signed by President	985
Apr.	10	Presented to Governor	992
Apr.	11	Approved by Governor	999

LEGISLATIVE BILL 209 By Nelson

Jan.	18	Read first time	144
Jan.	19	Referred to Committee on Agriculture	161
Jan.	25	Notice of hearing	200
Jan.	26	Additional hearing	218
Feb.	16	Placed on General File	455
Feb.	22	Referred for review	508
Feb.	27	Placed on Select File	546
Feb.	28	Referred for engrossment	568
Mar.	7	Correctly engrossed	660
Mar.	13	Final Reading	732
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	15	Presented to Governor	763
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 210 By Waldo, Erlewine, Wylie

Jan.	18	Read first time	145
Jan.	19	Referred to Committee on Education	161
Jan.	25	Notice of hearing	199
Feb.	7	Placed on General File	371
Feb.	9	Referred for review	394
Feb.	21	Placed on Select File	483
Feb.	22	Referred for engrossment	507
Mar.	1	Correctly engrossed	575

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Mar.	6	Final Reading	650
Mar.	7	Correctly enrolled. Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 211 By McCosh, Rasmussen

Jan.	18	Read first time	145
Jan.	19	Referred to Committee on Education	161
Jan.	25	Notice of hearing	200
Feb.	8	Placed on General File	375
Feb.	9	Referred for review	394
Feb.	21	Placed on Select File	483
Feb.	22	Referred for engrossment	507
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	651
Mar.	7	Correctly enrolled. Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 212 By Staubitz

Jan.	18	Read first time	145
Jan.	19	Referred to Committee on Revenue	161
Jan.	20	Notice of hearing	165
Feb.	1	Placed on General File	330
Feb.	6	Referred for review	363
Feb.	16	Placed on Select File	444
Feb.	17	Referred for engrossment	464
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	621
Mar.	3	Explanation of vote	629
Mar.	6	Correctly enrolled	636
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	13	Approved by Governor	725

LEGISLATIVE BILL 213 By Burbach, Gerdes, Romans

Jan.	18	Read first time	145
Jan.	19	Referred to Committee on Agriculture	161
Feb.	17	Notice of hearing	466
Mar.	6	Placed on General File	641
Mar.	21	Referred for review	841
Mar.	23	Placed on Select File	866
Mar.	24	Referred for engrossment	885

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Mar.	27	Correctly engrossed	900
Mar.	30	Final Reading	934
Apr.	5	Correctly enrolled. Signed by President	947
Apr.	6	Presented to Governor	955
Apr.	11	Approved by Governor	999

LEGISLATIVE BILL 214 By Burbach, Gerdes, Romans

Jan.	18	Read first time	146
Jan.	19	Referred to Committee on Agriculture	161
Feb.	17	Notice of hearing	466
Mar.	6	Placed on General File	642
Mar.	21	Referred for review	841
Mar.	23	Placed on Select File	866
Mar.	24	Referred for engrossment	885
Mar.	27	Correctly engrossed	900
Mar.	30	Final Reading	935
Apr.	5	Correctly enrolled. Signed by President	947
Apr.	6	Presented to Governor	955
Apr.	11	Approved by Governor	999

LEGISLATIVE BILL 215 By Burbach, Gerdes, Romans

Jan.	18	Read first time	146
Jan.	19	Referred to Committee on Agriculture	161
Feb.	17	Notice of hearing	466
Mar.	6	Placed on General File	642
Mar.	21	Referred for review	841
Mar.	23	Placed on Select File	866
Mar.	24	Referred for engrossment	885
Mar.	27	Correctly engrossed	900
Mar.	30	Final Reading	936
Apr.	5	Correctly enrolled. Signed by President	947
Apr.	6	Presented to Governor	955
Apr.	10	Approved by Governor	999

LEGISLATIVE BILL 216 By Craft, Rasmussen, Burbach

Jan.	18	Read first time	146
Jan.	19	Referred to Committee on Public Health and Miscellaneous Subjects	161
Feb.	1	Notice of hearing	326
Feb.	14	Placed on General File	429
Feb.	17	Laid over	465
Mar.	15	Request. Laid over	765
Mar.	16	Withdrawn	780

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LEGISLATIVE BILL 217 By Ruhnke, Gerdes, Orme

Jan.	18	Read first time	146
Jan.	19	Referred to Committee on Government and Military Affairs	161
Feb.	16	Notice of hearing	448
May	9	Placed on General File	1321
May	19	Laid over	1457
May	23	Laid over	1486
June	1	Motions	1556
June	1	Considered. Laid over	1564
June	5	Considered	1620
June	5	Considered. Laid over	1621
June	6	Motions. Referred for review	1641
June	8	Placed on Select File	1669
June	9	Motion. Referred for engrossment	1693
June	14	Correctly engrossed	1731
June	19	Final Reading	1784
June	20	Correctly enrolled. Signed by President	1800
June	21	Presented to Governor	1817
June	22	Approved by Governor	1878

LEGISLATIVE BILL 218 By Public Works Committee

Jan.	18	Read first time	147
Jan.	19	Referred to Committee on Public Works	161
Jan.	25	Notice of hearing	200
Feb.	16	Placed on General File	449
Feb.	17	Referred for review	466
Mar.	3	Recalled to General File	629
Mar.	3	Referred for review	630
Mar.	20	Placed on Select File	813
Mar.	21	Referred for engrossment	835
Mar.	24	Replaced on Select File	878
Mar.	27	Referred for engrossment	900
Mar.	28	Correctly engrossed	907
Apr.	6	Final Reading	964
Apr.	6	Explanation of vote	966
Apr.	7	Correctly enrolled. Signed by President	973
Apr.	10	Presented to Governor	985
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 219 By Lautenschlager, Brandt

Jan.	18	Read first time	147
Jan.	19	Referred to Committee on Public Works	161
Jan.	25	Notice of hearing	200
Feb.	9	Placed on General File	388

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Feb.	15	Referred for review	438
Feb.	22	Placed on Select File	498
Feb.	23	Referred for engrossment	518
Mar.	2	Correctly engrossed	593
Mar.	8	Final Reading	671
Mar.	8	Explanation of vote	683
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 220 By Forrester, Moulton, Orme

Jan.	18	Read first time	147
Jan.	19	Referred to Committee on Revenue	161
Jan.	24	Notice of hearing	184
Apr.	25	Placed on General File	1165
May	16	Request. Laid over	1405
May	17	Request renewed. Withdrawn	1420

LEGISLATIVE BILL 221 By Stromer

Jan.	18	Read first time	148
Jan.	19	Referred to Committee on Government and Military Affairs	161
Feb.	16	Notice of hearing	448
Mar.	14	Placed on General File	753
Apr.	13	Considered. Laid over	1033
Apr.	17	Considered. Laid over	1058
Apr.	20	Motion. Referred for review	1101
Apr.	24	Placed on Select File	1137
Apr.	25	Referred for engrossment	1160
Apr.	26	Correctly engrossed	1181
May	1	Final Reading	1213
May	2	Correctly enrolled. Signed by President	1238
May	3	Presented to Governor	1243
May	8	Approved by Governor	1303

LEGISLATIVE BILL 222 By Orme, Russillo

Jan.	18	Read first time	148
Jan.	19	Referred to Committee on Education	161
Feb.	1	Notice of hearing	326
Feb.	14	Indefinitely postponed	429

LEGISLATIVE BILL 223 By Munnelly, Skarda, Orme

Jan.	18	Read first time	148
Jan.	19	Referred to Committee on Labor and Public Welfare	161

			Page
Jan.	20	Co-introducer added	164
Mar.	23	Notice of hearing	870
May	15	Indefinitely postponed	1375

LEGISLATIVE BILL 224 By Munnelly, McHugh

Jan.	18	Read first time	148
Jan.	19	Referred to Committee on Government and Military Affairs	161
Feb.	20	Re-referred to Committee on Judiciary	476
Feb.	28	Re-referred to Committee on Government	572
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Government	907
Apr.	7	Notice of hearing	979
May	23	Indefinitely postponed	1483
May	23	Motion. Laid over	1488
June	26	Motion withdrawn	1909

LEGISLATIVE BILL 225 By McHugh, Vosoba

Jan.	18	Read first time	149
Jan.	19	Referred to Committee on Judiciary	161
Jan.	31	Notice of hearing	257
Feb.	14	Placed on General File	418
Feb.	17	Considered. Laid over	464
Feb.	20	Considered	479
Feb.	21	Motion. Laid over	488
Feb.	22	Referred for review	508
Feb.	27	Placed on Select File	546
Feb.	28	Referred for engrossment	568
Mar.	7	Correctly engrossed	660
Mar.	13	Final Reading	731
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	14	Explanation of vote	762
Mar.	15	Presented to Governor	764
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 226 By Peck, Kjar, Diers

Jan.	18	Read first time	149
Jan.	19	Referred to Committee on Education	161
Jan.	25	Notice of hearing	200
Feb.	21	Indefinitely postponed	494

LEGISLATIVE BILL 227 By Jensen, Erlewine, Vosoba

Jan.	18	Read first time. Co-introducers added	149

			Page
Jan.	19	Co-introducer added. Referred to Committee on Revenue	161
Jan.	26	Notice of hearing	213
June	6	Indefinitely postponed	1638

LEGISLATIVE BILL 228 By Syas

Jan.	19	Read first time	156
Jan.	20	Referred to Committee on Labor and Public Welfare	170
Feb.	16	Notice of hearing	443
Mar.	3	Indefinitely postponed	610
Mar.	7	Motion	661

LEGISLATIVE BILL 229 By Orme, Stromer, Knight

Jan.	19	Read first time	156
Jan.	20	Referred to Committee on Judiciary	170
Jan.	31	Notice of hearing	257
Feb.	13	Placed on General File	410
Feb.	16	Referred for review	450
Feb.	23	Placed on Select File	512
Feb.	24	Referred for engrossment	537
Mar.	2	Replaced on Select File	592
Mar.	3	Referred for engrossment	629
Mar.	8	Correctly engrossed	670
Mar.	13	Final Reading	738
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	15	Presented to Governor	763
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 230 By Jensen, Erlewine

Jan.	19	Read first time	156
Jan.	20	Referred to Committee on Public Health and Miscellaneous Subjects	170
Feb.	7	Notice of hearing	365
Mar.	7	Indefinitely postponed	663
Mar.	8	Motion	686

LEGISLATIVE BILL 231 By Wylie, Fleming, Erlewine

Jan.	19	Read first time	157
Jan.	20	Referred to Committee on Public Works	170
Jan.	25	Notice of hearing	200
Feb.	9	Indefinitely postponed	388

LEGISLATIVE BILL 232 By Fleming

			Page
Jan.	19	Read first time	157
Jan.	20	Referred to Committee on Education	170
Feb.	1	Notice of hearing	326
Feb.	15	Placed on General File	442
Feb.	17	Laid over	466
Feb.	21	Indefinitely postponed	488

LEGISLATIVE BILL 233 By Gerhart

			Page
Jan.	19	Read first time	157
Jan.	20	Referred to Committee on Government and Military Affairs	170
Feb.	1	Notice of hearing	326
Feb.	16	Indefinitely postponed	445

LEGISLATIVE BILL 234 By Gerhart, Hasebroock

			Page
Jan.	19	Read first time	157
Jan.	20	Referred to Committee on Banking, Commerce and Insurance	170
Jan.	25	Notice of hearing	200
Feb.	2	Placed on General File	338
Feb.	8	Referred for review	379
Feb.	17	Placed on Select File	459
Feb.	20	Referred for engrossment	477
Feb.	24	Replaced on Select File	530
Feb.	27	Referred for engrossment	552
Mar.	3	Correctly engrossed	613
Mar.	8	Final Reading	681
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 235 By McCosh, Webb, Rasmussen

			Page
Jan.	19	Read first time. Co-introducer added	158
Jan.	20	Referred to Committee on Public Health and Miscellaneous Subjects	171
Feb.	8	Notice of hearing	377
Mar.	21	Placed on General File	827
Apr.	20	Change of order	1100
Apr.	26	Referred for review	1176
Apr.	28	Placed on Select File	1206
May	1	Considered. Laid over	1215
May	2	Referred for engrossment	1238
May	5	Replaced on Select File	1288

			Page
May	8	Referred for engrossment	1308
May	10	Correctly engrossed	1331
May	15	Final Reading	1376
May	16	Correctly enrolled. Signed by Speaker	1403
May	17	Presented to Governor	1409
May	23	Approved by Governor	1487

LEGISLATIVE BILL 236 By Forrester, Jensen, Webb

Jan.	19	Read first time. Co-introducers added	158
Jan.	20	Referred to Committee on Agriculture	171
Feb.	6	Notice of hearing	364
Feb.	16	Indefinitely postponed	455

LEGISLATIVE BILL 237 By Committee on Budget

Jan.	19	Read first time	158
Jan.	20	Referred to Committee on Budget	171
Jan.	23	Notice of hearing	173
Feb.	2	Placed on General File	337
Feb.	7	Referred for review	370
Feb.	16	Placed on Select File	445
Feb.	17	Referred for engrossment	464
Feb.	28	Correctly engrossed	562
Mar.	3	Final Reading	623
Mar.	6	Correctly enrolled	636
Mar.	6	Signed by President	638
Mar.	7	Presented to Governor	659
Mar.	8	Approved by Governor	683

LEGISLATIVE BILL 238 By Adamson, Webb, Fleming

Jan.	19	Read first time	159
Jan.	20	Referred to Committee on Agriculture	171
Feb.	8	Notice of hearing	377
Feb.	23	Placed on General File	526
Mar.	3	Referred for review	631
Mar.	7	Placed on Select File	660
Mar.	8	Referred for engrossment	687
Mar.	13	Correctly engrossed	727
Mar.	16	Final Reading	783
Mar.	16	Explanation of vote	786
Mar.	17	Correctly enrolled. Signed by President	792
Mar.	20	Presented to Governor	813
Mar.	24	Approved by Governor	834

LEGISLATIVE BILL 239 By Adamson, Gerdes, Fleming

Jan.	19	Read first time	159
Jan.	20	Referred to Committee on Agriculture	171

			Page
Feb.	8	Notice of hearing	377
Feb.	23	Placed on General File	526
Mar.	3	Referred for review	631
Mar.	7	Placed on Select File	660
Mar.	8	Referred for engrossment	687
Mar.	10	Replaced on Select File	713
Mar.	13	Referred for engrossment	739
Mar.	15	Correctly engrossed	765
Mar.	20	Final Reading	817
Mar.	21	Correctly enrolled. Signed by President	829
Mar.	22	Presented to Governor	843
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 240 By Adamson, Gerdes, Fleming

Jan.	19	Read first time	159
Jan.	20	Referred to Committee on Agriculture	171
Feb.	8	Notice of hearing	377
Feb.	23	Placed on General File	526
Mar.	3	Read	631
Mar.	9	Referred for review	710
Mar.	13	Placed on Select File	727
Mar.	14	Referred for engrossment	759
Mar.	16	Correctly engrossed	780
Mar.	21	Final Reading	833
Mar.	22	Correctly enrolled. Signed by President	844
Mar.	23	Presented to Governor	860
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 241 By Committee on Judiciary

Jan.	19	Read first time	159
Jan.	20	Referred to Committee on Judiciary	171
Jan.	31	Notice of hearing	257
Feb.	13	Placed on General File	410
Feb.	15	Referred for review	441
Feb.	23	Placed on Select File	512
Feb.	24	Referred for engrossment	537
Mar.	2	Correctly engrossed	593
Mar.	8	Final Reading	676
Mar.	8	Explanation of vote	683
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

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LEGISLATIVE BILL 242 By Committee on Judiciary

Jan.	19	Read first time	159
Jan.	20	Referred to Committee on Judiciary	171
Feb.	7	Notice of hearing	368
Feb.	22	Placed on General File	508
Mar.	1	Considered. Laid over	584
Mar.	3	Referred for review	630
Mar.	7	Placed on Select File	660
Mar.	8	Referred for engrossment	687
Mar.	13	Correctly engrossed	727
Mar.	16	Final Reading	783
Mar.	17	Correctly enrolled. Signed by President	792
Mar.	20	Presented to Governor	813
Mar.	24	Approved by Governor	884

LEGISLATIVE BILL 243 By Committee on Judiciary

Jan.	19	Read first time	160
Jan.	20	Referred to Committee on Judiciary	171
Feb.	7	Notice of hearing	368
Feb.	22	Placed on General File	508
Mar.	1	Referred for review	584
Mar.	3	Placed on Select File	612
Mar.	6	Referred for engrossment	654
Mar.	9	Correctly engrossed	694
Mar.	14	Final Reading	756
Mar.	15	Correctly enrolled. Signed by President	765
Mar.	16	Explanations of vote	776
Mar.	16	Presented to Governor	777
Mar.	16	Explanation of vote	786
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 244 By Committee on Judiciary

Jan.	19	Read first time	160
Jan.	20	Referred to Committee on Judiciary	171
Feb.	7	Notice of hearing	368
Feb.	22	Placed on General File	509
Mar.	1	Referred for review	584
Mar.	3	Placed on Select File	612
Mar.	6	Referred for engrossment	654
Mar.	9	Correctly engrossed	694
Mar.	14	Final Reading	757
Mar.	15	Correctly enrolled. Signed by President	765
Mar.	16	Explanations of vote	776
Mar.	16	Presented to Governor	777
Mar.	23	Approved by Governor	860

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LEGISLATIVE BILL 245 By Committee on Judiciary

Jan.	19	Read first time	160
Jan.	20	Referred to Committee on Judiciary	171
Feb.	7	Notice of hearing	368
Feb.	22	Placed on General File	509
Mar.	1	Referred for review	584
Mar.	3	Placed on Select File	612
Mar.	6	Referred for engrossment	655
Mar.	9	Correctly engrossed	694
Mar.	14	Final Reading	757
Mar.	15	Correctly enrolled. Signed by President	765
Mar.	16	Explanations of vote	776
Mar.	16	Presented to Governor	777
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 246 By Brandt, Waldo, Rasmussen

Jan.	19	Read first time. Co-introducers added	160
Jan.	20	Referred to Committee on Judiciary	171
Mar.	1	Notice of hearing	582
Apr.	7	Placed on General File	979
May	9	Referred for review	1329
May	12	Placed on Select File	1363
May	15	Referred for engrossment	1378
May	18	Correctly engrossed	1428
May	23	Final Reading	1480
May	24	Correctly enrolled. Signed by President	1493
May	25	Presented to Governor	1511
May	31	Approved by Governor	1532

LEGISLATIVE BILL 247 By Committee on Judiciary

Jan.	19	Read first time	161
Jan.	20	Referred to Committee on Judiciary	171
Feb.	7	Notice of hearing	368
Feb.	22	Placed on General File	509
Mar.	1	Referred for review	584
Mar.	24	Placed on Select File	874
Mar.	27	Referred for engrossment	899
Mar.	29	Correctly engrossed	926
Apr.	6	Final Reading	965
Apr.	6	Explanation of vote	966
Apr.	7	Correctly enrolled. Signed by President	973
Apr.	10	Presented to Governor	985
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 248 By Kjar, Orme

			Page
Jan.	20	Read first time	167
Jan.	23	Referred to Committee on Miscellaneous Appropriations and Claims	179
Jan.	26	Notice of hearing	223
Feb.	8	Placed on General File	380
Feb.	9	Bracketed	395
May	8	Change of order	1298
May	8	Considered	1311
May	8	Motion. Laid over	1312
May	9	Indefinitely postponed	1323

LEGISLATIVE BILL 249 By Klaver

Jan.	20	Read first time	167
Jan.	23	Referred to Committee on Banking, Commerce and Insurance	179
Jan.	31	Notice of hearing	259
Feb.	8	Placed on General File	375
Feb.	9	Referred for review	394
Feb.	21	Placed on Select File	483
Feb.	22	Referred for engrossment	507
Mar.	2	Correctly engrossed	592
Mar.	8	Final Reading	670
Mar.	8	Explanation of vote	683
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 250 By Klaver

Jan.	20	Read first time	167
Jan.	23	Referred to Committee on Banking, Commerce and Insurance	179
Jan.	31	Notice of hearing	259
Mar.	9	Placed on General File	692
Mar.	24	Referred for review	889
Mar.	28	Placed on Select File	907
Mar.	29	Referred for engrossment	926
Apr.	5	Correctly engrossed	947
Apr.	10	Failed on Final Reading	991
Apr.	11	Explanation of vote	1008

LEGISLATIVE BILL 251 By Craft, Russillo, Webb

Jan.	20	Read first time	167
Jan.	20	Co-introducers added	168

			Page
Jan.	23	Referred to Committee on Public Works	179
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Revenue	907
Apr.	21	Notice of hearing	1121
May	17	Indefinitely postponed	1423
May	22	Motion. Laid over	1466
June	12	Motion	1707

LEGISLATIVE BILL 252 By Syas

Jan.	20	Read first time	168
Jan.	23	Referred to Committee on Public Health and Miscellaneous Subjects	179
Jan.	26	Notice of hearing	224
Feb.	7	Placed on General File	367
Feb.	8	Referred for review	380
Feb.	20	Placed on Select File	471
Feb.	21	Referred for engrossment	487
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	644
Mar.	7	Correctly enrolled. Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 253 By Bowen, Thompson

Jan.	20	Read first time	168
Jan.	23	Referred to Committee on Public Health and Miscellaneous Subjects	179
Feb.	1	Notice of hearing	326
Feb.	14	Indefinitely postponed	429

LEGISLATIVE BILL 254 By Bowen

Jan.	20	Read first time	168
Jan.	23	Referred to Committee on Education	179
Feb.	7	Notice of hearing	366
Mar.	1	Indefinitely postponed	586

LEGISLATIVE BILL 255 By Webb, Fleming, Lautenschlager

Jan.	20	Read first time	168
Jan.	23	Referred to Committee on Judiciary	179
Jan.	31	Notice of hearing	257
Feb.	13	Placed on General File	410
Feb.	15	Indefinitely postponed	439
Feb.	16	Explanation of vote	443

LEGISLATIVE BILL 256 By Staubitz

			Page
Jan.	20	Read first time	169
Jan.	23	Referred to Committee on Revenue	179
Jan.	25	Notice of hearing	211
Feb.	17	Placed on General File	467
Feb.	24	Referred for review	538
Feb.	28	Placed on Select File	562
Mar.	1	Referred for engrossment	532
Mar.	7	Correctly engrossed	630
Mar.	13	Final Reading	733
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	15	Presented to Governor	764
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 257 By McHugh

Jan.	20	Read first time	169
Jan.	23	Referred to Committee on Judiciary	179
Jan.	31	Notice of hearing	257
Feb.	13	Placed on General File	410
Feb.	16	Referred for review	450
Feb.	23	Placed on Select File	512
Feb.	24	Referred for engrossment	537
Mar.	3	Correctly engrossed	613
Mar.	8	Final Reading	677
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 258 By Brandt, McHugh, Lautenschlager

Jan.	20	Read first time	169
Jan.	23	Referred to Committee on Government and Military Affairs	179
Feb.	20	Re-referred to Committee on Judiciary	476
Feb.	22	Notice of hearing	496
Mar.	7	Placed on General File	662
Mar.	22	Referred for review	857
Mar.	24	Placed on Select File	877
Mar.	27	Referred for engrossment	899
Mar.	29	Correctly engrossed	926
Apr.	6	Final Reading	966
Apr.	7	Correctly enrolled. Signed by President	973
Apr.	10	Presented to Governor	985
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 259 By Vosoba, Brandt, McHugh

			Page
Jan.	20	Read first time	169
Jan.	23	Referred to Committee on Judiciary	179
Jan.	31	Notice of hearing	257
Feb.	14	Placed on General File	418
Feb.	16	Referred for review	452
Feb.	24	Placed on Select File	530
Feb.	27	Referred for engrossment	553
Mar.	6	Correctly engrossed	635
Mar.	9	Final Reading	699
Mar.	10	Correctly enrolled. Signed by President	714
Mar.	13	Presented to Governor	726
Mar.	17	Approved by Governor	790

LEGISLATIVE BILL 260 By Nelson

Jan.	20	Read first time	170
Jan.	23	Referred to Committee on Education	179
Jan.	24	Request. Laid over	184
Jan.	25	Withdrawn	209

LEGISLATIVE BILL 261 By Ruhnke, Waldo

Jan.	20	Read first time	170
Jan.	23	Referred to Committee on Public Works	179
Jan.	25	Notice of hearing	200
Mar.	9	Placed on General File	695
Mar.	30	Referred for review	942
Apr.	6	Placed on Select File	959
Apr.	7	Referred for engrossment	979
Apr.	11	Correctly engrossed	1007
Apr.	14	Final Reading	1045
Apr.	17	Correctly enrolled. Signed by President	1055
Apr.	18	Presented to Governor	1068
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 262 By Orme, Knight, Stromer

Jan.	20	Read first time	170
Jan.	23	Referred to Committee on Government and Military Affairs	179
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Education	907
Apr.	6	Notice of hearing	955
Apr.	25	Placed on General File	1153
May	15	Referred for review	1390

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May	23	Placed on Select File	1476
May	24	Referred for engrossment	1498
June	2	Correctly engrossed	1569
June	7	Final Reading	1648
June	8	Correctly enrolled. Signed by President	1670
June	9	Presented to Governor	1686
June	20	Approved by Governor	1808

LEGISLATIVE BILL 263 By Romans, Wylie, Fleming

Jan.	23	Read first time	173
Jan.	25	Referred to Committee on Public Works	207
Feb.	23	Notice of hearing	516
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
May	4	Placed on General File	1256
May	15	Change of order	1391
May	23	Laid over	1435
June	5	Considered	1615
June	5	Indefinitely postponed	1618

LEGISLATIVE BILL 264 By Stromer, Moulton

Jan.	23	Read first time	174
Jan.	25	Referred to Committee on Revenue	207
Apr.	21	Notice of hearing	1120
May	23	Placed on General File	1484
June	2	Considered. Laid over	1579
June	2	Change of order. Referred for review	1584
June	7	Placed on Select File	1645
June	8	Referred for engrossment	1680
June	13	Correctly engrossed	1717
June	16	Final Reading	1774
June	19	Correctly enrolled. Signed by Speaker	1782
June	20	Presented to Governor	1799
June	22	Approved by Governor	1878

LEGISLATIVE BILL 265 By Orme, Knight, Stromer

Jan.	23	Read first time	174
Jan.	25	Referred to Committee on Government and Military Affairs	207
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Education	907
Apr.	6	Notice of hearing	955
Apr.	25	Placed on General File	1153

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May	15	Referred for review	1390
May	22	Placed on Select File	1459
May	23	Referred for engrossment	1484
June	2	Correctly engrossed	1569
June	7	Final Reading	1647
June	8	Correctly enrolled. Signed by President	1670
June	9	Presented to Governor	1686
June	20	Approved by Governor	1808

LEGISLATIVE BILL 266 By Thompson

Jan.	23	Read first time	174
Jan.	25	Referred to Committee on Education	207
Feb.	1	Notice of hearing	326
Feb.	22	Placed on General File	505
Feb.	28	Considered. Laid over	570
Mar.	7	Referred for review	664
Mar.	9	Placed on Select File	693
Mar.	10	Referred for engrossment	719
Mar.	14	Correctly engrossed	750
Mar.	17	Final Reading	793
Mar.	20	Correctly enrolled	814
Mar.	20	Signed by President	815
Mar.	21	Presented to Governor	826
Mar.	24	Approved by Governor	884

LEGISLATIVE BILL 267 By Klaver

Jan.	23	Read first time	174
Jan.	25	Referred to Committee on Public Health and Miscellaneous Subjects	207
Feb.	3	Notice of hearing	345
Feb.	28	Placed on General File	560
Mar.	10	Laid over	721
Mar.	14	Considered. Laid over	759
Mar.	14	Referred for review	760
Mar.	16	Placed on Select File	778
Mar.	17	Referred for engrossment	795
Mar.	21	Correctly engrossed	839
Mar.	24	Final Reading	879
Mar.	27	Correctly enrolled. Signed by President	895
Mar.	28	Presented to Governor	903
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 268 By Klaver, Skarda

Jan.	23	Read first time	174

			Page
Jan.	25	Referred to Committee on Public Health and Miscellaneous Subjects	207
Feb.	7	Notice of hearing	365
Mar.	6	Indefinitely postponed	636

LEGISLATIVE BILL 269 By Klaver

Jan.	23	Read first time	175
Jan.	25	Referred to Committee on Government and Military Affairs	207
Apr.	7	Notice of hearing	979
Apr.	18	Hearing withdrawn	1073
Apr.	28	Notice of hearing	1204
May	23	Indefinitely postponed	1483

LEGISLATIVE BILL 270 By Skarda

Jan.	23	Read first time	175
Jan.	25	Referred to Committee on Government and Military Affairs	207
Feb.	16	Notice of hearing	448
Mar.	17	Indefinitely postponed	810

LEGISLATIVE BILL 271 By Rasmussen, Kjar, McCosh

Jan.	23	Read first time	175
Jan.	25	Referred to Committee on Public Health and Miscellaneous Subjects	207
Feb.	3	Notice of hearing	345
Feb.	28	Placed on General File	560
Mar.	10	Referred for review	721
Mar.	14	Placed on Select File	749
Mar.	15	Referred for engrossment	772
Mar.	17	Correctly engrossed	810
Mar.	22	Final Reading	849
Mar.	23	Correctly enrolled	862
Mar.	23	Signed by President	863
Mar.	24	Presented to Governor	874
Mar.	30	Approved by Governor	930

LEGISLATIVE BILL 272 By Nelson

Jan.	23	Read first time	175
Jan.	25	Referred to Committee on Government and Military Affairs	207
Feb.	20	Re-referred to Committee on Judiciary	476

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Mar.	1	Notice of hearing	582
Mar.	13	Indefinitely postponed	727

LEGISLATIVE BILL 273 By Knight, Stromer, Orme

Jan.	23	Read first time	175
Jan.	25	Referred to Committee on Public Works	208
Feb.	1	Notice of hearing	326
Feb.	23	Placed on General File	525
Mar.	2	Referred for review	606
Mar.	6	Placed on Select File	635
Mar.	7	Referred for engrossment	664
Mar.	13	Correctly engrossed	727
Mar.	16	Final Reading	781
Mar.	16	Explanation of vote	786
Mar.	17	Correctly enrolled. Signed by President	792
Mar.	20	Presented to Governor	813
Mar.	23	Approved by Governor	884

LEGISLATIVE BILL 274 By Knight

Jan.	23	Read first time	176
Jan.	25	Referred to Committee on Revenue	208
Feb.	3	Notice of hearing	356
Mar.	30	Placed on General File	941
Apr.	27	Referred for review	1197
May	1	Placed on Select File	1217
May	2	Referred for engrossment	1239
May	3	Correctly engrossed	1246
May	8	Final Reading	1300
May	9	Correctly enrolled. Signed by President	1316
May	10	Presented to Governor	1330
May	12	Approved by Governor	1361

LEGISLATIVE BILL 275 By Skarda, Rasmussen, Stromer

Jan.	23	Read first time	176
Jan.	25	Referred to Committee on Labor and Public Welfare	208
Feb.	8	Notice of hearing	380
Feb.	17	Indefinitely postponed	467

LEGISLATIVE BILL 276 By Lautenschlager, Klaver

Jan.	23	Read first time	176
Jan.	25	Referred to Committee on Government and Military Affairs	208

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Feb. 20	Re-referred to Committee on Judiciary	476
Mar. 1	Notice of hearing	583
June 19	Placed on General File	1792
June 22	Read	1844
June 27	Referred for review	1915
June 29	Recalled to General File	1950
June 29	Referred for review	1951
June 30	Placed on Select File	1967
June 30	Rules suspended. Considered. Referred for engrossment	1969
July 5	Replaced on Select File	1976
July 5	Rules suspended. Considered. Referred for engrossment	1985
July 5	Correctly engrossed	1987
July 7	Motion	2010
July 8	Final Reading	2027
July 8	Correctly enrolled. Signed by President	2029
July 8	Presented to Governor	2036
	Approved by Governor	2037

LEGISLATIVE BILL 277 By Lautenschlager, Klaver

Jan. 23	Read first time	177
Jan. 25	Referred to Committee on Government and Military Affairs	208
Feb. 16	Notice of hearing	449
Apr. 18	Indefinitely postponed	1069

LEGISLATIVE BILL 278 By Lautenschlager

Jan. 23	Read first time	177
Jan. 25	Referred to Committee on Education	208
Feb. 23	Notice of hearing	524
Mar. 16	Indefinitely postponed	787

LEGISLATIVE BILL 279 By Orme, McHugh

Jan. 23	Read first time	178
Jan. 25	Referred to Committee on Judiciary	208
Feb. 10	Re-referred to Committee on Government and Military Affairs	397
Apr. 7	Notice of hearing	979
June 5	Placed on General File	1587
June 8	Change of order	1681
June 8	Change of order	1684
June 9	Change of order	1694

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June	12	Considered. Laid over	1711
June	13	Motion. Referred for review	1721
June	21	Placed on Select File	1824
June	21	Change of order. Referred for engrossment	1837
June	27	Recalled to Select File	1917
June	27	Referred for engrossment	1918
June	28	Replaced on Select File	1933
June	28	Rules suspended. Considered. Referred for engrossment	1944, 1946
June	29	Correctly engrossed	1953
July	6	Change of order	1990
July	6	Motion. Final Reading	1992
July	6	Correctly enrolled. Signed by President	2002
July	7	Presented to Governor	2017
		Approved by Governor	2037

LEGISLATIVE BILL 280 By Fleming, Romans, Erlewine

Jan.	23	Read first time. Co-introducers added	178
Jan.	25	Referred to Committee on Agriculture	208
Feb.	6	Notice of hearing	364
Feb.	17	Placed on General File	467
Feb.	23	Considered. Referred for review	519
Mar.	3	Placed on Select File	611
Mar.	6	Referred for engrossment	653
Mar.	9	Replaced on Select File	693
Mar.	10	Referred for engrossment	719
Mar.	14	Replaced on Select File	750
Mar.	15	Referred for engrossment	773
Mar.	20	Correctly engrossed	814
Mar.	23	Final Reading	864
Mar.	24	Correctly enrolled. Signed by President	878
Mar.	27	Presented to Governor	893
Mar.	30	Approved by Governor	930

LEGISLATIVE BILL 281 By Waldo

Jan.	23	Read first time	178
Jan.	25	Referred to Committee on Government and Military Affairs	208
Feb.	20	Re-referred to Committee on Judiciary	476
Mar.	1	Notice of hearing	583
Mar.	16	Placed on General File	788
Apr.	13	Referred for review	1035
Apr.	17	Placed on Select File	1064
Apr.	18	Referred for engrossment	1075

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Apr.	21	Replaced on Select File	1111
Apr.	24	Referred for engrossment	1130
Apr.	25	Correctly engrossed	1164
Apr.	28	Final Reading	1203
May	1	Correctly enrolled. Signed by President	1218
May	2	Presented to Governor	1224
May	3	Explanation of vote	1248
May	8	Approved by Governor	1303

LEGISLATIVE BILL 282 By Lautenschlager, Klaver

Jan.	23	Read first time	179
Jan.	25	Referred to Committee on Government and Military Affairs	208
Feb.	20	Re-referred to Committee on Judiciary	476
Mar.	1	Notice of hearing	583
Apr.	5	Placed on General File	953
May	2	Referred for review	1242
May	4	Placed on Select File	1261
May	5	Referred for engrossment	1289
May	10	Correctly engrossed	1331
May	15	Final Reading	1376
May	16	Correctly enrolled. Signed by Speaker	1403
May	17	Presented to Governor	1409
May	19	Approved by Governor	1456

LEGISLATIVE BILL 283 By Syas

Jan.	23	Read first time	179
Jan.	25	Referred to Committee on Public Works	208
Jan.	27	Re-referred to Committee on Public Health and Miscellaneous Subjects	241
Feb.	3	Notice of hearing	345
Feb.	28	Indefinitely postponed	561

LEGISLATIVE BILL 284 By Orme, Knight, Stromer

Jan.	24	Read first time	196
Jan.	25	Referred to Committee on Public Works	208
Feb.	20	Notice of hearing	478
Mar.	2	Placed on General File	604
Mar.	14	Laid over	761
Mar.	17	Referred for review	796
Mar.	21	Placed on Select File	837
Mar.	22	Referred for engrossment	855
Mar.	24	Correctly engrossed	878

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Mar.	29	Final Reading	923
Mar.	30	Correctly enrolled. Signed by President	932
Apr.	5	Presented to Governor	946
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 285 By Committee on Budget

Jan.	24	Read first time	186
Jan.	25	Referred to Committee on Miscellaneous Appropriations and Claims	208
Feb.	16	Notice of hearing	448
Mar.	2	Placed on General File	609
Mar.	14	Referred for review	761
Mar.	16	Placed on Select File	779
Mar.	17	Referred for engrossment	796
Mar.	21	Correctly engrossed	839
Mar.	24	Final Reading	882
Mar.	27	Correctly enrolled. Signed by President	895
Mar.	28	Presented to Governor	903
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 286 By Committee on Budget

Jan.	24	Read first time	186
Jan.	25	Referred to Committee on Miscellaneous Appropriations and Claims	208
Feb.	16	Notice of hearing	448
Mar.	3	Placed on General File	609
Mar.	14	Referred for review	762
Mar.	16	Placed on Select File	779
Mar.	17	Referred for engrossment	796
Mar.	21	Correctly engrossed	839
Mar.	24	Final Reading	884
Mar.	27	Correctly enrolled. Signed by President	895
Mar.	28	Presented to Governor	903
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 287 By Committee on Budget

Jan.	24	Read first time	187
Jan.	25	Referred to Committee on Revenue	208
Feb.	10	Notice of hearing	403
Feb.	21	Placed on General File	494
Feb.	27	Referred for review	555
Mar.	1	Placed on Select File	575
Mar.	2	Referred for engrossment	605

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Mar.	8	Correctly engrossed	670
Mar.	13	Final Reading	737
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	15	Presented to Governor	764
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 288 By Committee on Budget

Jan.	24	Read first time	137
Jan.	25	Referred to Committee on Revenue	208
Feb.	10	Notice of hearing	403
Feb.	20	Re-referred to Committee on Budget	430
June	1	Placed on General File	1561
June	8	Change of order	1634
June	15	Referred for review	1764
June	19	Placed on Select File	1781
June	20	Referred for engrossment	1811
June	21	Correctly engrossed	1832
June	26	Final Reading	1902
June	27	Correctly enrolled	1912
June	27	Signed by Speaker	1913
June	28	Presented to Governor	1922
July	5	Approved by Governor	1978

LEGISLATIVE BILL 289 By Committee on Budget

Jan.	24	Read first time	187
Jan.	25	Referred to Committee on Budget	208
June	1	Rules suspended. Print substitute bill	1563
June	7	Report. Rules suspended. Placed on General File	1665
June	20	Change of order. Considered	1814, 1815
June	21	Considered	1836
June	21	Considered. Special order	1838
June	22	Considered	1875, 1879
June	23	Referred for review	1892
June	27	Placed on Select File	1911
June	28	Considered	1946
June	28	Letter	1947
June	29	Motion	1952
June	29	Considered	1954
June	29	Referred for engrossment	1959
June	30	Recalled to Select File	1971
June	30	Referred for engrossment. Replaced on Select File	1972

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June	30	Referred for engrossmsent	1973
July	5	Replaced on Select File	1977
July	5	Rules suspended. Considered. Referred for engrossment	1985, 1986
July	5	Correctly engrossed	1987
July	7	Motion	2010
July	8	Final Reading	2028
July	8	Explanation of vote	2029
July	8	Correctly enrolled. Signed by President	2030
July	8	Presented to Governor	2036
		Approved by Governor	2037

LEGISLATIVE BILL 290 By Romans

Jan.	24	Read first time	187
Jan.	25	Referred to Committee on Public Works	208
Feb.	20	Notice of hearing	478
Mar.	9	Placed on General File	710
Apr.	10	Change of order	992
Apr.	10	Referred for review	997
Apr.	12	Placed on Select File	1012
Apr.	13	Referred for engrossment	1032
Apr.	14	Correctly engrossed	1040
Apr.	19	Final Reading	1084
Apr.	20	Correctly enrolled	1093
Apr.	20	Signed by President	1097
Apr.	21	Presented to Governor	1110
Apr.	25	Approved by Governor	1162

LEGISLATIVE BILL 291 By Fleming, Klaver, Orme

Jan.	24	Read first time	187
Jan.	25	Referred to Committee on Labor and Public Welfare	208
Feb.	2	Notice of hearing	343
May	11	Placed on General File	1345
May	11	Change of order	1357
May	15	Referred for review	1379
May	18	Placed on Select File	1425
May	19	Referred for engrossment	1452
May	24	Correctly engrossed	1493
June	1	Final Reading	1548
June	2	Correctly enrolled	1569
June	2	Signed by President	1570
June	5	Presented to Governor	1587
June	8	Approved by Governor	1667

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LEGISLATIVE BILL 292 By Adamson, Staubitz

Jan.	24	Read first time	188
Jan.	25	Referred to Committee on Education	208
Feb.	1	Notice of hearing	326
Feb.	15	Placed on General File	442
Feb.	17	Referred for review	465
Feb.	27	Placed on Select File	546
Feb.	28	Referred for engrossment	568
Mar.	7	Correctly engrossed	660
Mar.	13	Final Reading	730
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	14	Explanation of vote	762
Mar.	15	Presented to Governor	764
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 293 By Forrester, Lautenschlager, Kjar

Jan.	24	Read first time	188
Jan.	25	Referred to Committee on Public Works	208
Feb.	20	Notice of hearing	478
Mar.	9	Placed on General File	695
Mar.	30	Considered. Laid over	942
Apr.	12	Indefinitely postponed	1016

LEGISLATIVE BILL 294 By Skarda

Jan.	24	Read first time	188
Jan.	25	Referred to Committee on Labor and Public Welfare	208
Feb.	16	Notice of hearing	443
Mar.	9	Indefinitely postponed	711

LEGISLATIVE BILL 295 By Rasmussen, Jensen, Kjar

Jan.	24	Read first time	188
Jan.	25	Referred to Committee on Revenue	208
Feb.	16	Notice of hearing	452
Apr.	7	Placed on General File	983
May	9	Considered. Motion	1329
May	10	Laid over	1340
May	16	Considered. Laid over	1404
May	17	Considered. Laid over	1418
May	17	Indefinitely postponed	1423

LEGISLATIVE BILL 296 By Rasmussen, Syas, McCosh

			Page
Jan.	24	Read first time	189
Jan.	25	Referred to Committee on Government and Military Affairs	208
Feb.	9	Notice of hearing	387
Mar.	22	Placed on General File	858
Apr.	19	Change of order	1090
Apr.	20	Laid over	1098
May	1	Referred for review	1215
May	3	Placed on Select File	1244
May	4	Referred for engrossment	1272
May	8	Correctly engrossed	1305
May	11	Final Reading	1350
May	12	Correctly enrolled. Signed by President	1365
May	15	Presented to Governor	1375
May	19	Approved by Governor	1455

LEGISLATIVE BILL 297 By Knight, Stromer, Orme

Jan.	24	Read first time	189
Jan.	25	Referred to Committee on Public Works	208
Feb.	1	Notice of hearing	326
Feb.	23	Placed on General File	525
Mar.	2	Referred for review	606
Mar.	6	Placed on Select File	635
Mar.	7	Referred for engrossment	664
Mar.	13	Correctly engrossed	727
Mar.	16	Final Reading	782
Mar.	16	Explanation of vote	786
Mar.	17	Correctly enrolled. Signed by President	792
Mar.	20	Presented to Governor	813
Mar.	24	Approved by Governor	884

LEGISLATIVE BILL 298 By Stromer, Bowen

Jan.	24	Read first time	189
Jan.	25	Referred to Committee on Public Works	208
June	2	Request. Laid over	1575
June	5	Withdrawn	1614

LEGISLATIVE BILL 299 By Bridenbaugh, Burbach, Moulton

Jan.	24	Read first time	189
Jan.	24	Co-introducer added	190
Jan.	25	Referred to Committee on Public Health and Miscellaneous Subjects	208

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Feb. 3	Notice of hearing	345
Feb. 22	Placed on General File	497
Feb. 28	Laid over	569
Mar. 3	Considered. Laid over	630
Mar. 7	Considered. Laid over	666
Mar. 9	Referred for review	709
Mar. 13	Placed on Select File	727
Mar. 14	Referred for engrossment	759
Mar. 16	Correctly engrossed	779
Mar. 21	Final Reading	831
Mar. 22	Correctly enrolled. Signed by President	844
Mar. 23	Presented to Governor	860
Mar. 27	Approved by Governor	891

LEGISLATIVE BILL 300 By Jensen, Rasmussen

Jan. 24	Read first time	190
Jan. 25	Referred to Committee on Public Works	208
Apr. 19	Re-referred to Committee on Agriculture	1086
Apr. 19	Notice of hearing	1087
May 11	Indefinitely postponed	1358

LEGISLATIVE BILL 301 By Munnelly, Kjar, Stalder

Jan. 24	Read first time	190
Jan. 25	Referred to Committee on Banking, Commerce and Insurance	208
Feb. 8	Notice of hearing	373
Feb. 22	Placed on General File	505
Mar. 1	Referred for review	584
Mar. 3	Placed on Select File	612
Mar. 6	Referred for engrossment	654
Mar. 9	Correctly engrossed	694
Mar. 14	Final Reading	755
Mar. 15	Correctly enrolled. Signed by President	765
Mar. 16	Explanations of vote	776
Mar. 16	Presented to Governor	777
Mar. 23	Approved by Governor	860

LEGISLATIVE BILL 302 By Munnelly, Vosoba

Jan. 24	Read first time	190
Jan. 25	Referred to Committee on Judiciary	208
Feb. 7	Notice of hearing	368
Feb. 17	Placed on General File	460
Feb. 23	Referred for review	519

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Feb. 28	Placed on Select File	561
Mar. 1	Referred for engrossment	582
Mar. 7	Correctly engrossed	660
Mar. 13	Laid over	733
Mar. 20	Returned to Select File	815
Mar. 20	Referred for re-engrossment	817
Mar. 22	Correctly re-engrossed	844
Mar. 27	Final Reading	897
Mar. 28	Correctly enrolled. Signed by President	904
Mar. 29	Presented to Governor	919
Mar. 30	Approved by Governor	930

LEGISLATIVE BILL 303 By Munnelly, Skarda

Jan. 24	Read first time	191
Jan. 25	Referred to Committee on Public Health and Miscellaneous Subjects	208
Feb. 23	Notice of hearing	524
Mar. 17	Indefinitely postponed	791

LEGISLATIVE BILL 304 By Vosoba, Brandt, McHugh

Jan. 24	Read first time	191
Jan. 25	Referred to Committee on Public Health and Miscellaneous Subjects	208
Feb. 7	Notice of hearing	365
Feb. 28	Placed on General File	560
Mar. 10	Referred for review	721
Mar. 15	Placed on Select File	764
Mar. 16	Referred for engrossment	786
Mar. 20	Replaced on Select File	813
Mar. 21	Referred for engrossment	835
Mar. 23	Correctly engrossed	867
Mar. 28	Final Reading	907
Mar. 28	Explanation of vote	910
Mar. 29	Correctly enrolled. Signed by President	919
Mar. 30	Presented to Governor	930
Apr. 5	Approved by Governor	945

LEGISLATIVE BILL 305 By Vosoba, Bridenbaugh, Peck

Jan. 24	Read first time	191
Jan. 25	Referred to Committee on Education	208
Feb. 7	Notice of hearing	366
Feb. 21	Placed on General File	494
Feb. 27	Referred for review	556

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Mar.	1	Placed on Select File	575
Mar.	2	Referred for engrossment	605
Mar.	6	Motion. Laid over	653
Mar.	9	Motion renewed	707
Mar.	10	Correctly engrossed	714
Mar.	15	Final Reading	766
Mar.	15	Explanation of vote	774
Mar.	16	Correctly enrolled. Signed by President	780
Mar.	17	Presented to Governor	791
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 306 By Vosoba, Bridenbaugh, Peck

Jan.	24	Read first time	191
Jan.	25	Referred to Committee on Education	208
Feb.	7	Notice of hearing	366
Feb.	21	Placed on General File	495
Feb.	27	Considered. Laid over	557
Feb.	28	Indefinitely postponed	569

LEGISLATIVE BILL 307 By Vosoba, Claussen

Jan.	24	Read first time	192
Jan.	25	Referred to Committee on Judiciary	208
Feb.	10	Notice of hearing	400
Mar.	2	Placed on General File	604
Mar.	14	Referred for review	761
Mar.	16	Placed on Select File	779
Mar.	17	Referred for engrossment	796
Mar.	21	Correctly engrossed	839
Mar.	24	Final Reading	882
Mar.	27	Correctly enrolled. Signed by President	895
Mar.	28	Presented to Governor	903
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 308 By Waldo, Syas, Wylie

Jan.	24	Read first time	192
Jan.	25	Referred to Committee on Education	208
Feb.	7	Notice of hearing	366
Feb.	22	Placed on General File	504
Feb.	28	Referred for review	569
Mar.	2	Placed on Select File	592
Mar.	3	Referred for engrossment	629
Mar.	9	Correctly engrossed	693
Mar.	9	Recalled to Select File	708
Mar.	9	Referred for re-engrossment	708

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Mar.	10	Replaced on Select File	713
Mar.	13	Referred for re-engrossment	739
Mar.	15	Correctly re-engrossesd	764
Mar.	20	Final Reading	816
Mar.	21	Correctly enrolled. Signed by President	829
Mar.	22	Presented to Governor	843
Mar.	27	Approved by Governor	891
	*	Original bill approved by Governor on March 22	

LEGISLATIVE BILL 309 By Staubitz, Adamson

Jan.	24	Read first time	192
Jan.	25	Referred to Committee on Education	208
Feb.	7	Notice of hearing	366
Feb.	14	Report	426
Feb.	22	Placed on General File	504
Feb.	28	Referred for review	570
Mar.	2	Placed on Select File	592
Mar.	3	Referred for engrossment	629
Mar.	9	Correctly engrossed	693
Mar.	14	Final Reading	755
Mar.	15	Correctly enrolled. Signed by President	765
Mar.	16	Explanations of vote	776
Mar.	16	Presented to Governor	777
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 310 By Brandt, Waldo

Jan.	24	Read first time	192
Jan.	25	Referred to Committee on Public Works	208
Feb.	20	Notice of hearing	478
Mar.	20	Placed on General File	825
Apr.	20	Referred for review	1103
Apr.	25	Placed on Select File	1163
Apr.	26	Referred for engrossment	1175
Apr.	28	Correctly engrossed	1207
May	4	Final Reading	1263
May	5	Correctly enrolled	1288
May	5	Signed by Speaker	1289
May	8	Presented to Governor	1304
May	12	Approved by Governor	1361

LEGISLATIVE BILL 311 By Rasmussen, Moulton, Peck

Jan.	24	Read first time	192
Jan.	25	Referred to Committee on Labor and Public Welfare	208

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Feb.	16	Notice of hearing	443
Mar.	3	Indefinitely postponed	610

LEGISLATIVE BILL 312 By Stryker, Jensen, Kjar

Jan.	24	Read first time	193
Jan.	25	Referred to Committee on Government and Military Affairs	208
Feb.	16	Notice of hearing	448
Mar.	14	Indefinitely postponed	753

LEGISLATIVE BILL 313 By Vosoba, Stryker

Jan.	24	Read first time	193
Jan.	25	Referred to Committee on Public Works	208
Feb.	1	Notice of hearing	326
Mar.	17	Placed on General File	810
Apr.	11	Special order	1002
Apr.	18	Motion. Referred for review	1076
Apr.	20	Placed on Select File	1107
Apr.	21	Referred for engrossment	1115
Apr.	25	Correctly engrossed	1164
Apr.	28	Final Reading	1201
May	1	Correctly enrolled. Signed by President	1213
May	2	Presented to Governor	1224
May	3	Explanation of vote	1243
May	3	Requested Governor to return	1250
May	3	Returned	1255
May	5	Message from Governor. Rules suspended. Reconsider action. Returned to Select File	1294
May	8	Laid over	1303
May	9	Co-introducer added. Referred for re-engrossment	1320
May	11	Correctly re-engrossed	1347
May	16	Final Reading	1394
May	16	Explanation of vote	1395
May	17	Correctly enrolled	1414
May	17	Signed by President	1415
May	18	Presented to Governor	1425
May	19	Approved by Governor	1456

LEGISLATIVE BILL 314 By Moulton, Rasmussen, Orme

Jan.	24	Read first time	193
Jan.	25	Referred to Committee on Labor and Public Welfare	208

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Feb.	16	Notice of hearing	443
Mar.	7	Indefinitely postponed	659
Mar.	9	Motion. Laid over	695
Mar.	15	Motion renewed	774

LEGISLATIVE BILL 315 By Vosoba, McHugh

Jan.	24	Read first time	193
Jan.	25	Referred to Committee on Judiciary	208
Mar.	1	Notice of hearing	583
Mar.	13	Placed on General File	740
Apr.	12	Co-introducer added. Motion. Referred for review	1016
Apr.	17	Placed on Select File	1063
Apr.	18	Referred for engrossment	1075
Apr.	24	Replaced on Select File	1137
Apr.	25	Referred for engrossment	1160
Apr.	27	Correctly engrossed	1192
May	2	Final Reading	1229
May	3	Correctly enrolled. Signed by President	1247
May	4	Presented to Governor	1256
May	8	Approved by Governor	1303

LEGISLATIVE BILL 316 By Waldo, Jensen

Jan.	24	Read first time	195
Jan.	25	Referred to Committee on Government and Military Affairs	208
Feb.	20	Re-referred to Committee on Miscellaneous Appropriations and Claims	476
Mar.	22	Notice of hearing	843
Apr.	20	Placed on General File	1093
May	15	Laid over	1386
May	17	Laid over	1418
May	24	Laid over	1499
June	1	Motion. Referred for review	1555
June	6	Placed on Select File	1624
June	7	Motion. Referred for engrossment	1659
June	12	Correctly engrossed	1702
June	15	Failed on Final Reading	1754
June	15	Motion	1758

LEGISLATIVE BILL 317 By Forrester, Adamson, Webb

Jan.	24	Read first time	195
Jan.	25	Referred to Committee on Education	208

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Feb.	23	Notice of hearing	524
Mar.	14	Indefinitely postponed	762

LEGISLATIVE BILL 318 By Ruhnke, Erlewine, Waldo

Jan.	24	Read first time	195
Jan.	25	Referred to Committee on Judiciary	208
Feb.	10	Notice of hearing	400
Feb.	27	Placed on General File	559
Mar.	10	Referred for review	719
Mar.	14	Placed on Select File	748
Mar.	15	Referred for engrossment	772
Mar.	17	Correctly engrossed	810
Mar.	22	Final Reading	847
Mar.	23	Correctly enrolled	862
Mar.	23	Signed by President	863
Mar.	24	Presented to Governor	874
Mar.	30	Approved by Governor	930

LEGISLATIVE BILL 319 By Russillo

Jan.	24	Read first time	197
Jan.	25	Referred to Committee on Public Health and Miscellaneous Subjects	208
Feb.	7	Notice of hearing	365
Mar.	7	Placed on General File	663
Mar.	21	Laid over	842
Mar.	23	Considered. Laid over	870
Mar.	28	Referred for review	911
Mar.	30	Placed on Select File	943
Apr.	7	Referred for engrossment	977
Apr.	10	Correctly engrossed	993
Apr.	13	Final Reading	1027
Apr.	14	Correctly enrolled. Signed by President	1040
Apr.	17	Presented to Governor	1055
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 320 By Russillo, Kjar, Hasebroock

Jan.	24	Read first time	197
Jan.	25	Referred to Committee on Banking, Commerce and Insurance	209
Jan.	31	Notice of hearing	259
Feb.	2	Hearing canceled	344
Feb.	27	Notice of hearing	553
Mar.	29	Indefinitely postponed	929

LEGISLATIVE BILL 321 By Gerhart, Knight, Bridenbaugh

			Page
Jan.	24	Read first time	197
Jan.	25	Referred to Committee on Banking, Commerce and Insurance	209
Feb.	2	Notice of hearing	343
Feb.	9	Placed on General File	395
Feb.	15	Referred for review	438
Feb.	22	Placed on Select File	498
Feb.	23	Referred for engrossment	518
Mar.	2	Correctly engrossed	593
Mar.	8	Final Reading	673
Mar.	8	Explanation of vote	683
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 322 By Orme, Russillo, Moulton

Jan.	25	Read first time	201
Jan.	26	Referred to Committee on Revenue	219
Feb.	3	Notice of hearing	356
May	3	Placed on General File	1244
May	8	Change of order	1298
May	8	Laid over	1314
May	9	Referred for review	1328
May	11	Placed on Select File	1347
May	12	Referred for engrossment	1367
May	15	Correctly engrossed	1385
May	18	Final Reading	1432
May	19	Correctly enrolled. Signed by Speaker	1449
May	22	Presented to Governor	1458
May	31	Approved by Governor	1532

LEGISLATIVE BILL 323 By Vosoba, McHugh, Gerhart

Jan.	25	Read first time	202
Jan.	26	Referred to Committee on Banking, Commerce and Insurance	219
Mar.	8	Notice of hearing	684
Mar.	17	Placed on General File	791
Apr.	13	Read	1037
Apr.	14	Considered. Laid over	1047
Apr.	17	Considered. Laid over	1066
Apr.	20	Referred for review	1101
Apr.	26	Placed on Select File	1178

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Apr.	27	Considered. Laid over	1188
May	4	Motion. Referred for engrossment	1272
May	8	Replaced on Select File	1305
May	9	Referred for engrossment	1321
May	12	Replaced on Select File	1364
May	15	Referred for engrossment	1379
May	16	Correctly engrossed	1403
May	19	Laid over	1451
May	23	Returned to Select File. Referred for re-engrossment	1483
June	1	Correctly re-engrossed	1545
June	6	Final Reading	1629
June	7	Correctly enrolled. Signed by President	1646
June	8	Presented to Governor	1668
June	14	Approved by Governor	1745

LEGISLATIVE BILL 324 By Russillo

Jan.	25	Read first time	202
Jan.	26	Referred to Committee on Banking, Commerce and Insurance	219
Feb.	1	Notice of hearing	326
Feb.	8	Placed on General File	375
Feb.	9	Considered. Laid over	395
Feb.	15	Considered. Laid over	437
Feb.	16	Laid over	450
Feb.	23	Considered. Laid over	518
Feb.	27	Motion. Reconsider action. Motion. Referred for review	554
Mar.	1	Placed on Select File	574
Mar.	2	Referred for engrossment	605
Mar.	8	Correctly engrossed	670
Mar.	13	Final Reading	736
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	15	Presented to Governor	764
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 325 By Syas, Munnelly

Jan.	25	Read first time	202
Jan.	26	Referred to Committee on Banking, Commerce and Insurance	219
Feb.	8	Notice of hearing	373
Feb.	9	Hearing canceled	395
Feb.	14	Notice of hearing	429

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Mar.	9	Placed on General File	692
Mar.	24	Referred for review	888
Mar.	28	Placed on Select File	906
Mar.	28	Explanation of vote	918
Mar.	29	Referred for engrossment	926
Apr.	5	Correctly engrossed	947
Apr.	10	Final Reading	990
Apr.	11	Correctly enrolled. Signed by Speaker	1000
Apr.	11	Explanation of vote	1008
Apr.	12	Presented to Governor	1011
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 326 By Orme

Jan.	25	Read first time	203
Jan.	26	Referred to Committee on Public Health and Miscellaneous Subjects	219
Feb.	7	Notice of hearing	365
Feb.	15	Hearing canceled	440
Feb.	16	Notice of hearing	452
Mar.	14	Placed on General File	747
Apr.	10	Change of order	992
Apr.	11	Referred for review	1003
Apr.	13	Placed on Select File	1024
Apr.	14	Referred for engrossment	1046
Apr.	17	Correctly engrossed	1065
Apr.	20	Final Reading	1095
Apr.	21	Explanation of vote	1109
Apr.	21	Correctly enrolled. Signed by President	1111
Apr.	24	Presented to Governor	1124
Apr.	25	Approved by Governor	1162

LEGISLATIVE BILL 327 By Adams

Jan.	25	Read first time	203
Jan.	26	Referred to Committee on Revenue	219
Feb.	10	Notice of hearing	403
Feb.	21	Placed on General File	494
Feb.	27	Change of introducers. Referred for review	556
Mar.	1	Placed on Select File	575
Mar.	2	Referred for engrossment	605
Mar.	8	Correctly engrossed	670
Mar.	13	Final Reading	738
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	15	Presented to Governor	764
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 328 By Adams

			Page
Jan.	25	Read first time	203
Jan.	26	Referred to Committee on Public Health and Miscellaneous Subjects	219
Jan.	26	Request. Laid over	224
Jan.	27	Withdrawn	244

LEGISLATIVE BILL 329 By Adams

Jan.	25	Read first time	203
Jan.	26	Referred to Committee on Public Health and Miscellaneous Subjects	219
Feb.	7	Notice of hearing	365
Feb.	15	Hearing canceled	440
Feb.	16	Notice of hearing	452
Mar.	14	Placed on General File	748
Apr.	12	Referred for review	1020
Apr.	17	Placed on Select File	1063
Apr.	18	Referred for engrossment	1075
Apr.	18	Returned to Select File	1079
Apr.	18	Considered. Laid over	1080
Apr.	19	Laid over	1086
Apr.	20	Laid over	1093
Apr.	21	Laid over	1115
Apr.	21	Referred for engrossment	1116
Apr.	24	Replaced on Select File	1137
Apr.	25	Referred for engrossment	1160
Apr.	29	Correctly engrossed	1181
May	1	Final Reading	1214
May	2	Correctly enrolled. Signed by President	1238
May	3	Presented to Governor	1243
May	8	Approved by Governor	1303

LEGISLATIVE BILL 330 By Klaver

Jan.	25	Read first time	203
Jan.	26	Referred to Committee on Revenue	219
Feb.	24	Notice of hearing	528
Apr.	24	Placed on General File	1138
May	15	Referred for review	1389
May	22	Placed on Select File	1459
May	23	Referred for engrossment	1484
June	1	Correctly engrossed	1545
June	6	Final Reading	1632
June	7	Correctly enrolled. Signed by President	1646

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June	8	Presented to Governor	1668
June	14	Approved by Governor	1745

LEGISLATIVE BILL 331 By Klaver

Jan.	25	Read first time	203
Jan.	26	Referred to Committee on Revenue	219
Feb.	24	Notice of hearing	528
Apr.	24	Placed on General File	1138
May	15	Referred for review	1389
May	22	Placed on Select File	1459
May	23	Referred for engrossment	1484
June	1	Correctly engrossed	1545
June	6	Final Reading	1633
June	7	Correctly enrolled. Signed by President	1646
June	8	Presented to Governor	1668
June	14	Approved by Governor	1745

LEGISLATIVE BILL 332 By Waldo, McHugh, Brandt

Jan.	25	Read first time	203
Jan.	26	Referred to Committee on Judiciary	219
Feb.	10	Notice of hearing	400
Feb.	23	Placed on General File	526
Mar.	9	Referred for review	710
Mar.	13	Placed on Select File	727
Mar.	14	Referred for engrossment	759
Mar.	16	Correctly engrossed	780
Mar.	21	Final Reading	834
Mar.	22	Correctly enrolled. Signed by President	844
Mar.	23	Presented to Governor	860
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 333 By McCosh, Waldo

Jan.	25	Read first time	204
Jan.	26	Referred to Committee on Public Health and Miscellaneous Subjects	219
Feb.	7	Notice of hearing	366
Feb.	15	Hearing canceled	440
Feb.	16	Notice of hearing	452
Mar.	14	Placed on General File	747
Apr.	12	Referred for review	1019
Apr.	14	Placed on Select File	1039
Apr.	17	Referred for engrossment	1058
Apr.	19	Correctly engrossed	1083

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Apr.	24	Final Reading	1126
Apr.	25	Correctly enrolled	1164
Apr.	25	Signed by President	1165
Apr.	26	Presented to Governor	1169
May	1	Approved by Governor	1220

LEGISLATIVE BILL 334 By McCosh, Waldo

Jan.	25	Read first time	204
Jan.	26	Referred to Committee on Labor and Public Welfare	219
Feb.	2	Notice of hearing	343
Feb.	9	Placed on General File	388
Feb.	15	Referred for review	438
Feb.	22	Placed on Select File	498
Feb.	23	Referred for engrossment	518
Mar.	2	Correctly engrossed	593
Mar.	8	Final Reading	672
Mar.	8	Explanation of vote	683
Mar.	9	Correctly enrolled. Signed by President	694
Mar.	10	Presented to Governor	713
Mar.	15	Approved by Governor	774

LEGISLATIVE BILL 335 By McCosh, Waldo

Jan.	25	Read first time	204
Jan.	26	Referred to Committee on Public Health and Miscellaneous Subjects	219
Feb.	7	Notice of hearing	366
Mar.	6	Placed on General File	636
Mar.	17	Laid over	797
Mar.	21	Referred for review	840
Mar.	23	Placed on Select File	866
Mar.	24	Referred for engrossment	885
Mar.	27	Correctly engrossed	900
Mar.	30	Laid over	934
Mar.	30	Final Reading	934
Apr.	5	Correctly enrolled. Signed by President	947
Apr.	6	Presented to Governor	955
Apr.	11	Approved by Governor	999

LEGISLATIVE BILL 336 By Munnelly, Skarda

Jan.	25	Read first time	205
Jan.	26	Referred to Committee on Agriculture	219
Feb.	8	Notice of hearing	377
Mar.	6	Indefinitely postponed	642

LEGISLATIVE BILL 337 By Munnelly, Jensen

			Page
Jan.	25	Read first time	205
Jan.	26	Referred to Committee on Labor and Public Welfare	219
Mar.	7	Notice of hearing	659
Mar.	14	Hearing canceled	751
Mar.	14	Hearing re-set	758
Apr.	12	Indefinitely postponed	1012

LEGISLATIVE BILL 338 By Moulton

Jan.	25	Read first time	205
Jan.	26	Referred to Committee on Banking, Commerce and Insurance	219
Feb.	14	Notice of hearing	429
Feb.	17	Announcement: hearing	466
Feb.	23	Indefinitely postponed	525

LEGISLATIVE BILL 339 By Moulton

Jan.	25	Read first time	205
Jan.	26	Referred to Committee on Revenue	219
Feb.	16	Notice of hearing	452
Mar.	8	Placed on General File	689
Mar.	24	Laid over	888
Mar.	30	Laid over	939
Apr.	12	Referred for review	1015
Apr.	14	Placed on Select File	1039
Apr.	17	Referred for engrossment	1058
Apr.	19	Replaced on Select File	1082
Apr.	20	Referred for engrossment	1098
Apr.	21	Correctly engrossed	1111
Apr.	26	Final Reading	1170
Apr.	26	Explanation of vote	1181
Apr.	27	Correctly enrolled. Signed by Speaker	1192
Apr.	28	Presented to Governor	1204
May	3	Explanation of vote	1248
May	5	Approved by Governor	1281

LEGISLATIVE BILL 340 By Skarda, Craft

Jan.	25	Read first time	205
Jan.	26	Referred to Committee on Agriculture	219
Jan.	27	Notice of hearing	230
Feb.	9	Indefinitely postponed	395
Feb.	14	Motion	425

LEGISLATIVE BILL 341 By Munnelly

			Page
Jan.	25	Read first time	206
Jan.	26	Referred to Committee on Revenue	219
Feb.	16	Notice of hearing	452
Mar.	8	Placed on General File	689
Mar.	24	Laid over	888
Mar.	30	Referred for review	942
Apr.	6	Placed on Select File	957
Apr.	7	Referred for engrossment	978
Apr.	11	Correctly engrossed	1007
Apr.	14	Final Reading	1044
Apr.	17	Correctly enrolled. Signed by President	1055
Apr.	18	Presented to Governor	1068
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 342 By Vosoba

Jan.	25	Read first time	206
Jan.	26	Referred to Committee on Judiciary	220
Feb.	7	Notice of hearing	368
May	5	Indefinitely postponed	1286

LEGISLATIVE BILL 343 By Jensen, Rasmussen, Claussen

Jan.	25	Read first time	206
Jan.	26	Co-introducers added	218
Jan.	26	Referred to Committee on Public Works	220
Jan.	31	Co-introducer added	309
Feb.	20	Notice of hearing	478
Mar.	20	Placed on General File	819
Apr.	10	Change of order	992
Apr.	11	Referred for review	1004
Apr.	14	Placed on Select File	1038
Apr.	17	Referred for engrossment	1058
Apr.	20	Replaced on Select File	1108
Apr.	21	Referred for engrossment	1115
Apr.	24	Correctly engrossed	1138
Apr.	27	Final Reading	1186
Apr.	28	Correctly enrolled. Signed by President	1207
May	1	Presented to Governor	1212
May	3	Explanation of vote	1248
May	5	Approved by Governor	1281

LEGISLATIVE BILL 344 By Rasmussen

Jan.	25	Read first time	206

			Page
Jan.	26	Referred to Committee on Government and Military Affairs	220
Feb.	16	Notice of hearing	448
Mar.	21	Placed on General File	839
Apr.	21	Motion. Referred for review	1116
Apr.	25	Placed on Select File	1163
Apr.	26	Referred for engrossment	1175
Apr.	28	Correctly engrossed	1207
May	4	Final Reading	1266
May	5	Correctly enrolled	1288
May	5	Signed by Speaker	1289
May	8	Presented to Governor	1304
May	12	Approved by Governor	1361

LEGISLATIVE BILL 345 By Bowen, Gerhart, Diers

Jan.	25	Read first time	207
Jan.	26	Referred to Committee on Banking, Commerce and Insurance	220
Jan.	31	Notice of hearing	259
Feb.	16	Placed on General File	445
Feb.	17	Referred for review	466
Feb.	27	Placed on Select File	546
Feb.	28	Referred for engrossment	568
Mar.	7	Correctly engrossed	660
Mar.	13	Final Reading	730
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	14	Explanation of vote	762
Mar.	15	Presented to Governor	764
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 346 By Bowen, Gerhart, Diers

Jan.	25	Read first time	207
Jan.	26	Referred to Committee on Banking, Commerce and Insurance	220
Jan.	31	Notice of hearing	259
Feb.	16	Placed on General File	445
Feb.	17	Referred for review	466
Feb.	24	Placed on Select File	543
Feb.	27	Referred for engrossment	553
Mar.	6	Correctly engrossed	635
Mar.	9	Final Reading	705
Mar.	10	Correctly enrolled. Signed by President	714
Mar.	13	Presented to Governor	726
Mar.	17	Approved by Governor	790

LEGISLATIVE BILL 347 By Bowen, Bridenbaugh, Diers

			Page
Jan.	25	Read first time	207
Jan.	26	Referred to Committee on Judiciary	220
Mar.	22	Notice of hearing	843
Apr.	5	Placed on General File	953
May	2	Referred for review	1242
May	4	Placed on Select File	1261
May	5	Referred for engrossment	1289
May	9	Correctly engrossed	1316
May	12	Final Reading	1365
May	15	Correctly enrolled. Signed by President	1385
May	16	Presented to Governor	1392
May	23	Approved by Governor	1487

LEGISLATIVE BILL 348 By McHugh

Jan.	26	Read first time	214
Jan.	27	Referred to Committee on Revenue	243
Feb.	16	Notice of hearing	452
Mar.	30	Indefinitely postponed	941
Apr.	6	Motion	970
May	5	Motion renewed	1290

LEGISLATIVE BILL 349 By Vosoba, Lautenschlager

Jan.	26	Read first time	214
Jan.	27	Referred to Committee on Public Works	243
Jan.	31	Co-introducer added	269
Feb.	20	Notice of hearing	478
Mar.	8	Placed on General File	688
Mar.	24	Laid over	888
Mar.	30	Referred for review	938
Apr.	20	Placed on Select File	1106
Apr.	21	Referred for engrossment	1115
Apr.	26	Correctly engrossed	1181
May	1	Laid over	1213
May	2	Motion. Laid over	1224
May	3	Letter. Motion renewed. Referred for re-engrossment	1249, 1250
May	5	Correctly re-engrossed	1288
May	10	Final Reading	1333
May	10	Explanation of vote	1339
May	11	Correctly enrolled	1347
May	11	Signed by President	1348
May	12	Presented to Governor	1361
May	16	Approved by Governor	1407

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LEGISLATIVE BILL 350 By Staubitz, Kjar, Knight

Jan.	26	Read first time	214
Jan.	27	Referred to Committee on Public Works	243
Feb.	20	Notice of hearing	478
Mar.	9	Placed on General File	695
Mar.	30	Referred for review	942
Apr.	6	Placed on Select File	958
Apr.	7	Referred for engrossment	978
Apr.	11	Correctly engrossed	1007
Apr.	14	Final Reading	1044
Apr.	17	Correctly enrolled. Signed by President	1055
Apr.	18	Presented to Governor	1068
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 351 By Nelson

Jan.	26	Read first time	215
Jan.	27	Referred to Committee on Education	243
Feb.	7	Notice of hearing	366
Mar.	1	Indefinitely postponed	583

LEGISLATIVE BILL 352 By Russillo, Syas

Jan.	26	Read first time	215
Jan.	27	Referred to Committee on Government and Military Affairs	243
Feb.	16	Notice of hearing	448
June	2	Indefinitely postponed	1580

LEGISLATIVE BILL 353 By Russillo, Stromer, Syas

Jan.	26	Read first time	215
Jan.	27	Referred to Committee on Government and Military Affairs	243
Feb.	16	Notice of hearing	448
Apr.	18	Indefinitely postponed	1072

LEGISLATIVE BILL 354 By Russillo, Stromer, Syas

Jan.	26	Read first time	215
Jan.	27	Referred to Committee on Government and Military Affairs	243
Feb.	16	Notice of hearing	448
Apr.	18	Indefinitely postponed	1072
Apr.	19	Motion	1087

LEGISLATIVE BILL 355 By Skarda

			Page
Jan.	26	Read first time	216
Jan.	27	Referred to Committee on Judiciary	243
Mar.	15	Notice of hearing	774
Apr.	5	Indefinitely postponed	953

LEGISLATIVE BILL 356 By Skarda

Jan.	26	Read first time	216
Jan.	27	Referred to Committee on Government and Military Affairs	243
Feb.	20	Re-referred to Committee on Judiciary	476
Feb.	22	Notice of hearing	496
Mar.	16	Placed on General File	788
Apr.	10	Change of order	992
Apr.	11	Considered. Referred for review	1003
Apr.	13	Placed on Select File	1024
Apr.	14	Referred for engrossment	1043
Apr.	18	Correctly engrossed	1072
Apr.	21	Final Reading	1112
Apr.	24	Correctly enrolled	1125
Apr.	24	Signed by President	1131
Apr.	25	Presented to Governor	1140
May	1	Approved by Governor	1220

LEGISLATIVE BILL 357 By Skarda

Jan.	26	Read first time	216
Jan.	27	Referred to Committee on Judiciary	243
Mar.	15	Notice of hearing	774
Apr.	5	Indefinitely postponed	953

LEGISLATIVE BILL 358 By Forrester, Wylie, Diers

Jan.	26	Read first time	216
Jan.	27	Referred to Committee on Public Health and Miscellaneous Subjects	243
Jan.	31	Co-introducer added	287
Feb.	7	Notice of hearing	366
Mar.	6	Indefinitely postponed	636

LEGISLATIVE BILL 359 By Moulton

Jan.	26	Read first time	216
Jan.	27	Referred to Committee on Revenue	243

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Feb.	23	Notice of hearing	523
Apr.	25	Indefinitely postponed	1140

LEGISLATIVE BILL 360 By Moulton

Jan.	26	Read first time	217
Jan.	27	Referred to Committee on Government and Military Affairs	243
Mar.	8	Notice of hearing	683
Apr.	12	Indefinitely postponed	1019

LEGISLATIVE BILL 361 By Thompson, Bowen, Syas

Jan.	26	Read first time. Co-introducer added	217
Jan.	27	Referred to Committee on Public Works	243
Feb.	20	Notice of hearing	478
Mar.	20	Indefinitely postponed	819

LEGISLATIVE BILL 362 By Adamson, Craft, Gerdes

Jan.	26	Read first time. Co-introducers added	217
Jan.	27	Referred to Committee on Education	243
Feb.	6	Notice of hearing	364
Mar.	9	Placed on General File	696
Mar.	27	Change of order	896
Mar.	29	Indefinitely postponed	927

LEGISLATIVE BILL 363 By Moulton, Peck

Jan.	26	Read first time	218
Jan.	27	Referred to Committee on Agriculture	244
Mar.	2	Notice of hearing	594
Apr.	12	Placed on General File	1012
May	11	Laid over	1357
May	12	Referred for review	1367
May	16	Placed on Select File	1402
May	17	Referred for engrossment	1417
May	22	Correctly engrossed	1459
May	25	Final Reading	1517
May	31	Correctly enrolled. Signed by President	1540
June	1	Presented to Governor	1543
June	8	Approved by Governor	1667

LEGISLATIVE BILL 364 By Vosoba, Diers

Jan.	26	Read first time	218
Jan.	27	Referred to Committee on Labor and Public Welfare	244

			Page
Feb.	8	Notice of hearing	380
Feb.	16	Placed on General File	456
Feb.	23	Considered. Laid over	519
Feb.	27	Motion. Referred for review	554
Mar.	1	Placed on Select File	574
Mar.	2	Referred for engrossment	605
Mar.	8	Correctly engrossed	670
Mar.	13	Final Reading	736
Mar.	14	Correctly enrolled	750
Mar.	14	Signed by President	751
Mar.	15	Presented to Governor	764
Mar.	21	Approved by Governor	840

LEGISLATIVE BILL 365 By Vosoba, Diers

Jan.	26	Read first time	219
Jan.	27	Referred to Committee on Public Works	244
Feb.	20	Notice of hearing	478
Mar.	8	Placed on General File	638
Mar.	24	Laid over	838
Mar.	30	Referred for review	937
Apr.	6	Placed on Select File	957
Apr.	7	Referred for engrossment	978
Apr.	11	Correctly engrossed	1007
Apr.	14	Final Reading	1043
Apr.	17	Correctly enrolled. Signed by President	1055
Apr.	18	Presented to Governor	1068
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 366 By Hasebroock, Brandt, Stalder

Jan.	26	Read first time	219
Jan.	27	Referred to Committee on Public Health and Miscellaneous Subjects	244
Feb.	7	Notice of hearing	366
Mar.	6	Placed on General File	636
Mar.	17	Considered. Laid over	798
Mar.	21	Laid over	840
Mar.	22	Laid over	856
Mar.	28	Laid over	911
Apr.	19	Indefinitely postponed	1088

LEGISLATIVE BILL 367 By Syas, Rasmussen

Jan.	26	Read first time	224
Jan.	27	Referred to Committee on Public Health and Miscellaneous Subjects	244

			Page
Feb.	7	Notice of hearing	366
Mar.	6	Placed on General File	636
Mar.	17	Referred for review	798
Mar.	21	Placed on Select File	838
Mar.	22	Referred for engrossment	855
Mar.	24	Replaced on Select File	877
Mar.	27	Referred for engrossment	900
Mar.	28	Correctly engrossed	907
Apr.	6	Final Reading	963
Apr.	6	Explanation of vote	966
Apr.	7	Correctly enrolled. Signed by President	973
Apr.	10	Presented to Governor	985
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 368 By Rasmussen, Skarda, Wylie

Jan.	26	Read first time	224
Jan.	27	Referred to Committee on Labor and Public Welfare	244
Jan.	31	Co-introducer withdrawn	256
Feb.	20	Request. Laid over	468
Feb.	21	Withdrawn	486

LEGISLATIVE BILL 369 By Syas, Bridenbaugh, Gerhart

Jan.	26	Read first time	225
Jan.	27	Referred to Committee on Government and Military Affairs	244
Feb.	16	Notice of hearing	448
Feb.	22	Hearing withdrawn	510
Apr.	7	Notice of hearing	979
June	5	Indefinitely postponed	1604
June	7	Motion. Laid over	1666
July	6	Motion withdrawn	1993

LEGISLATIVE BILL 370 By McHugh

Jan.	26	Read first time	225
Jan.	27	Co-introducer added	242
Jan.	27	Referred to Committee on Agriculture	244
Feb.	21	Notice of hearing	491
Mar.	13	Indefinitely postponed	743

LEGISLATIVE BILL 371 By Orme

Jan.	26	Read first time	225
Jan.	27	Referred to Committee on Government and Military Affairs	244

			Page
Feb.	16	Notice of hearing	448
Apr.	18	Indefinitely postponed	1079

LEGISLATIVE BILL 372 By Moulton

Jan.	26	Read first time	226
Jan.	27	Referred to Committee on Banking, Commerce and Insurance	244
Feb.	14	Notice of hearing	429
Feb.	23	Placed on General File	525
Mar.	2	Referred for review	607
Mar.	6	Placed on Select File	634
Mar.	7	Referred for engrossment	664
Mar.	10	Correctly engrossed	714
Mar.	15	Final Reading	770
Mar.	15	Explanation of vote	774
Mar.	16	Correctly enrolled. Signed by President	780
Mar.	17	Presented to Governor	791
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 373 By Vosoba, Fleming, Craft

Jan.	26	Read first time. Co-introducers added	226
Jan.	27	Referred to Committee on Revenue	244
Feb.	16	Notice of hearing	452
May	25	Placed on General File	1530
June	16	Considered	1779
June	19	Considered. Laid over	1790
June	23	Referred for review	1891
June	26	Placed on Select File	1900
June	27	Referred for engrossment	1914
June	29	Correctly engrossed	1953
July	6	Change of order. Final Reading	1990
July	6	Explanation of vote	1995
July	6	Correctly enrolled. Signed by President	2002
July	7	Presented to Governor	2017
July	8	Approved by Governor	2036

LEGISLATIVE BILL 374 By McHugh, Vosoba

Jan.	26	Read first time	226
Jan.	27	Referred to Committee on Judiciary	244
Feb.	22	Notice of hearing	496
Apr.	5	Placed on General File	953
May	2	Laid over	1242
May	11	Laid over	1356

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May	18	Referred for review	1440
June	2	Placed on Select File	1566
June	5	Referred for engrossment	1614
June	8	Correctly engrossed	1670
June	14	Final Reading	1732
June	14	Explanation of vote	1733
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	22	Approved by Governor	1878

LEGISLATIVE BILL 375 By Vosoba, McHugh

Jan.	26	Read first time	227
Jan.	27	Referred to Committee on Government and Military Affairs	244
Feb.	16	Notice of hearing	448
June	5	Indefinitely postponed	1604

LEGISLATIVE BILL 376 By Vosoba, McHugh

Jan.	26	Read first time	227
Jan.	27	Referred to Committee on Judiciary	244
Mar.	22	Notice of hearing	843
Apr.	11	Placed on General File	1005
May	11	Referred for review	1357
May	16	Placed on Select File	1402
May	17	Referred for engrossment	1417
May	19	Correctly engrossed	1449
May	24	Final Reading	1496
May	25	Correctly enrolled. Signed by President	1517
May	31	Presented to Governor	1533
June	1	Approved by Governor	1557

LEGISLATIVE BILL 377 By McHugh, Vosoba

Jan.	26	Read first time	227
Jan.	27	Referred to Committee on Government and Military Affairs	244
Feb.	16	Notice of hearing	449
Apr.	17	Indefinitely postponed	1069

LEGISLATIVE BILL 378 By Orme, Knight, Stromer

Jan.	26	Read first time	227
Jan.	27	Referred to Committee on Judiciary	244
Mar.	1	Notice of hearing	583

			Page
Apr.	27	Placed on General File	1190
May	17	Referred for review	1421
May	24	Placed on Select File	1492
May	25	Referred for engrossment	1521
June	1	Returned to Select File	1553
June	1	Referred for engrossment	1554
June	5	Replaced on Select File	1604
June	6	Referred for engrossment	1635
June	9	Correctly engrossed	1688
June	14	Final Reading	1738
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	20	Approved by Governor	1808

LEGISLATIVE BILL 379 By McHugh, Knight, Lautenschlager

Jan.	26	Read first time. Co-introducers added	228
Jan.	27	Referred to Committee on Miscellaneous Appropriations and Claims	244
Feb.	16	Notice of hearing	448
Mar.	9	Indefinitely postponed	707

LEGISLATIVE BILL 380 By Gerdes, Staubitz, Erlewine

Jan.	26	Read first time	233
Jan.	31	Referred to Committee on Revenue	306
Feb.	23	Notice of hearing	523
Apr.	12	Indefinitely postponed	1019

LEGISLATIVE BILL 381 By Brandt

Jan.	27	Read first time	233
Jan.	31	Referred to Committee on Labor and Public Welfare	306
Feb.	16	Notice of hearing	443
Feb.	23	Placed on General File	516
Mar.	2	Referred for review	606
Mar.	6	Placed on Select File	634
Mar.	7	Referred for engrossment	664
Mar.	10	Correctly engrossed	714
Mar.	15	Final Reading	770
Mar.	15	Explanation of vote	774
Mar.	16	Correctly enrolled. Signed by President	780
Mar.	17	Presented to Governor	791
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 382 By Wylie, Erlewine, Waldo

			Page
Jan.	27	Read first time	233
Jan.	31	Referred to Committee on Public Works	306
Feb.	20	Notice of hearing	478
Mar.	17	Placed on General File	800
Apr.	10	Change of order	992
Apr.	11	Referred for review	1004
Apr.	13	Placed on Select File	1025
Apr.	14	Referred for engrossment	1047
Apr.	18	Correctly engrossed	1072
Apr.	21	Final Reading	1113
Apr.	24	Correctly enrolled	1125
Apr.	24	Signed by President	1131
Apr.	25	Presented to Governor	1140
May	1	Approved by Governor	1220

LEGISLATIVE BILL 383 By Klaver

Jan.	27	Read first time	233
Jan.	31	Referred to Committee on Labor and Public Welfare	306
Mar.	23	Notice of hearing	870
Apr.	27	Hearing re-set	1196
May	4	Indefinitely postponed	1274

LEGISLATIVE BILL 384 By Committee on Judiciary

Jan.	27	Read first time	234
Jan.	31	Referred to Committee on Judiciary	306
Feb.	7	Notice of hearing	368
Feb.	24	Indefinitely postponed	543

LEGISLATIVE BILL 385 By Committee on Judiciary

Jan.	27	Read first time	234
Jan.	31	Referred to Committee on Judiciary	306
Feb.	7	Notice of hearing	368
Feb.	27	Placed on General File	559
Mar.	10	Considered. Laid over	720
Mar.	17	Recommitted for hearing	792
Apr.	11	Notice of hearing	1005
June	15	Placed on General File	1749
June	26	Considered	1907
June	26	Motion. Referred for review	1908
June	29	Placed on Select File	1952

		Page
June 29	Rules suspended. Considered. Referred for engrossment	1957
June 30	Motion	1968
June 30	Correctly engrossed	1975
July 7	Motion	2005
July 7	Final Reading	2008
July 7	Correctly enrolled. Signed by President	2017
July 8	Presented to Governor	2029
	Approved by Governor	2037

LEGISLATIVE BILL 386 By Committee on Judiciary

Jan. 27	Read first time	234
Jan. 31	Referred to Committee on Judiciary	306
Feb. 7	Notice of hearing	368
Feb. 27	Placed on General File	559
Mar. 10	Referred for review	720
Mar. 14	Placed on Select File	749
Mar. 15	Referred for engrossment	772
Mar. 17	Correctly engrossed	810
Mar. 22	Final Reading	848
Mar. 23	Correctly enrolled	862
Mar. 23	Signed by President	863
Mar. 24	Presented to Governor	874
Mar. 30	Approved by Governor	930

LEGISLATIVE BILL 387 By Committee on Judiciary

Jan. 27	Read first time	234
Jan. 31	Referred to Committee on Judiciary	306
Feb. 7	Notice of hearing	368
Feb. 27	Placed on General File	559
Mar. 10	Referred for review	721
Mar. 14	Placed on Select File	749
Mar. 15	Referred for engrossment	772
Mar. 17	Correctly engrossed	810
Mar. 22	Final Reading	848
Mar. 23	Correctly enrolled	862
Mar. 23	Signed by President	863
Mar. 24	Presented to Governor	874
Mar. 30	Approved by Governor	930

LEGISLATIVE BILL 388 By Committee on Judiciary

Jan. 27	Read first time	235
Jan. 31	Referred to Committee on Judiciary	306

			Page
Mar.	22	Notice of hearing	843
Apr.	27	Placed on General File	1191
May	18	Referred for review	1442
May	31	Placed on Select File	1538
June	1	Referred for engrossment	1552
June	6	Correctly engrossed	1626
June	9	Final Reading	1690
June	12	Correctly enrolled. Signed by President	1702
June	13	Presented to Governor	1714
June	20	Approved by Governor	1808

LEGISLATIVE BILL 389 By Committee on Judiciary

Jan.	27	Read first time	235
Jan.	31	Referred to Committee on Judiciary	306
Feb.	10	Notice of hearing	400
Feb.	28	Indefinitely postponed	561

LEGISLATIVE BILL 390 By Committee on Judiciary

Jan.	27	Read first time	235
Jan.	31	Referred to Committee on Judiciary	306
Mar.	29	Notice of hearing	928
Apr.	10	Placed on General File	994
May	10	Referred for review	1342
May	12	Placed on Select File	1364
May	15	Referred for engrossment	1379
May	17	Correctly engrossed	1414
May	22	Final Reading	1464
May	23	Correctly enrolled. Signed by President	1479
May	24	Presented to Governor	1489
May	31	Approved by Governor	1532

LEGISLATIVE BILL 391 By Committee on Judiciary

Jan.	27	Read first time	235
Jan.	31	Referred to Committee on Judiciary	306
Mar.	29	Notice of hearing	928
Apr.	10	Placed on General File	994
May	10	Referred for review	1342
May	12	Placed on Select File	1364
May	15	Referred for engrossment	1379
May	17	Correctly engrossed	1414
May	22	Final Reading	1465
May	23	Correctly enrolled. Signed by President	1479
May	24	Presented to Governor	1489
May	31	Approved by Governor	1532

LEGISLATIVE BILL 392 By Committee on Judiciary

			Page
Jan.	27	Read first time	235
Jan.	31	Referred to Committee on Judiciary	306
Mar.	29	Notice of hearing	928
Apr.	10	Placed on General File	994
May	10	Referred for review	1342
May	12	Placed on Select File	1364
May	15	Referred for engrossment	1379
May	18	Replaced on Select File	1427
May	19	Referred for engrossment	1453
May	23	Correctly engrossed	1479
May	25	Final Reading	1526
May	31	Correctly enrolled. Signed by President	1540
June	1	Presented to Governor	1543
June	8	Approved by Governor	1637

LEGISLATIVE BILL 393 By Committee on Judiciary

Jan.	27	Read first time	236
Jan.	31	Referred to Committee on Judiciary	306
Mar.	22	Notice of hearing	843
Apr.	27	Placed on General File	1191
May	18	Referred for review	1442
May	31	Placed on Select File	1538
June	1	Referred for engrossment	1552
June	6	Correctly engrossed	1626
June	9	Final Reading	1690
June	12	Correctly enrolled. Signed by President	1702
June	13	Presented to Governor	1714
June	20	Approved by Governor	1808

LEGISLATIVE BILL 394 By Committee on Judiciary

Jan.	27	Read first time	236
Jan.	31	Referred to Committee on Judiciary	306
Feb.	10	Notice of hearing	400
Feb.	28	Placed on General File	561
Mar.	10	Referred for review	722
Mar.	14	Placed on Select File	749
Mar.	15	Referred for engrossment	773
Mar.	17	Correctly engrossed	810
Mar.	22	Final Reading	850
Mar.	23	Correctly enrolled	862
Mar.	23	Signed by President	863
Mar.	24	Presented to Governor	874
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 395 By Committee on Judiciary

			Page
Jan.	27	Read first time	236
Jan.	31	Referred to Committee on Judiciary	306
Feb.	10	Notice of hearing	400
Feb.	27	Placed on General File	547
Mar.	10	Referred for review	719
Mar.	14	Placed on Select File	748
Mar.	15	Referred for engrossment	772
Mar.	17	Correctly engrossed	810
Mar.	22	Final Reading	846
Mar.	23	Correctly enrolled	862
Mar.	23	Signed by President	863
Mar.	24	Presented to Governor	874
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 396 By Committee on Judiciary

Jan.	27	Read first time	237
Jan.	31	Referred to Committee on Judiciary	306
Feb.	10	Notice of hearing	400
Feb.	27	Placed on General File	547
Mar.	10	Referred for review	719
Mar.	14	Placed on Select File	748
Mar.	15	Referred for engrossment	772
Mar.	17	Correctly engrossed	810
Mar.	22	Final Reading	846
Mar.	23	Correctly enrolled	862
Mar.	23	Signed by President	863
Mar.	24	Presented to Governor	874
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 397 By Committee on Judiciary

Jan.	27	Read first time	237
Jan.	31	Referred to Committee on Judiciary	306
Feb.	10	Notice of hearing	400
Feb.	27	Placed on General File	547
Mar.	10	Referred for review	719
Mar.	14	Placed on Select File	748
Mar.	15	Referred for engrossment	772
Mar.	17	Correctly engrossed	810
Mar.	22	Final Reading	845
Mar.	23	Correctly enrolled. Signed by President	863
Mar.	24	Presented to Governor	874
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 398 By Romans

			Page
Jan.	27	Read first time	237
Jan.	31	Referred to Committee on Revenue	306
Feb.	16	Notice of hearing	452
Mar.	8	Placed on General File	689
Mar.	24	Referred for review	888
Mar.	28	Placed on Select File	906
Mar.	28	Explanation of vote	918
Mar.	29	Referred for engrossment	926
Apr.	5	Correctly engrossed	947
Apr.	10	Final Reading	989
Apr.	11	Correctly enrolled. Signed by Speaker	1000
Apr.	11	Explanation of vote	1008
Apr.	12	Presented to Governor	1011
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 399 By Fleming, Stalder

Jan.	27	Read first time	237
Jan.	31	Referred to Committee on Education	306
Feb.	23	Notice of hearing	524
Mar.	17	Indefinitely postponed	791

LEGISLATIVE BILL 400 By Gerdes

Jan.	27	Read first time	237
Jan.	31	Referred to Committee on Public Works	306
Feb.	20	Notice of hearing	478
Mar.	3	Placed on General File	610
Mar.	14	Referred for review	762
Mar.	16	Placed on Select File	779
Mar.	17	Referred for engrossment	796
Mar.	22	Correctly engrossed	844
Mar.	27	Final Reading	896
Mar.	28	Correctly enrolled. Signed by President	904
Mar.	29	Presented to Governor	919
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 401 By Vosoba, Knight

Jan.	27	Read first time	238
Jan.	31	Referred to Committee on Revenue	306
Feb.	16	Notice of hearing	452
Mar.	30	Indefinitely postponed	941
Apr.	7	Motion	984
June	26	Motion withdrawn	1902

LEGISLATIVE BILL 402 By Marvel

			Page
Jan.	27	Read first time	238
Jan.	31	Referred to Committee on Government and Military Affairs	306
Feb.	20	Re-referred to Committee on Judiciary	477
Mar.	15	Notice of hearing	774
Apr.	5	Placed on General File	953
May	4	Referred for review	1276
May	8	Placed on Select File	1304
May	9	Referred for engrossment	1321
May	11	Correctly engrossed	1347
May	16	Final Reading	1396
May	17	Correctly enrolled	1414
May	17	Signed by President	1415
May	18	Presented to Governor	1425
May	19	Approved by Governor	1456

LEGISLATIVE BILL 403 By Waldo, Marvel

Jan.	27	Read first time	238
Jan.	31	Referred to Committee on Government and Military Affairs	306
Mar.	8	Notice of hearing	683
Apr.	12	Placed on General File	1019
May	12	Referred for review	1368
May	16	Placed on Select File	1403
May	17	Referred for engrossment	1418
May	22	Correctly engrossed	1460
May	25	Final Reading	1518
May	31	Correctly enrolled. Signed by President	1540
June	1	Presented to Governor	1543
June	8	Approved by Governor	1667

LEGISLATIVE BILL 404 By Stromer, Orme, Knight

Jan.	27	Read first time	238
Jan.	31	Referred to Committee on Public Health and Miscellaneous Subjects	307
Feb.	7	Notice of hearing	366
Mar.	7	Placed on General File	663
Mar.	24	Referred for review	887
Mar.	28	Placed on Select File	905
Mar.	28	Explanation of vote	918
Mar.	29	Referred for engrossment	925
Mar.	30	Correctly engrossed	944

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Apr.	10	Final Reading	937
Apr.	10	Explanations of vote	992
Apr.	11	Correctly enrolled. Signed by Speaker	1000
Apr.	11	Explanation of vote	1008
Apr.	12	Presented to Governor	1011
Apr.	17	Approved by Governor	1054

LEGISLATIVE BILL 405 By Adamson, Fleming, Gerdes

Jan.	27	Read first time	239
Jan.	31	Referred to Committee on Education	307
Feb.	6	Notice of hearing	364
Feb.	28	Placed on General File	568
Mar.	10	Referred for review	722
Mar.	14	Placed on Select File	749
Mar.	15	Referred for engrossment	773
Mar.	17	Correctly engrossed	810
Mar.	22	Final Reading	851
Mar.	23	Correctly enrolled. Signed by President	863
Mar.	24	Presented to Governor	874
Mar.	30	Approved by Governor	930

LEGISLATIVE BILL 406 By Stryker, Kjar, Burbach

Jan.	27	Read first time. Co-introducer added	239
Jan.	31	Referred to Committee on Judiciary	307
Mar.	1	Notice of hearing	582
Apr.	5	Placed on General File	953
May	4	Referred for review	1276
May	8	Placed on Select File	1304
May	9	Referred for engrossment	1321
May	11	Correctly engrossed	1347
May	16	Final Reading	1395
May	17	Correctly enrolled	1414
May	17	Signed by President	1415
May	18	Presented to Governor	1425
May	23	Approved by Governor	1487

LEGISLATIVE BILL 407 By Brandt

Jan.	27	Read first time	239
Jan.	31	Referred to Committee on Judiciary	307
Mar.	15	Notice of hearing	774
Apr.	5	Placed on General File	954
May	3	Print amendments	1253
May	5	Referred for review	1295

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May	9	Placed on Select File	1315
May	10	Referred for engrossment	1339
May	12	Correctly engrossed	1365
May	16	Returned to Select File. Referred for re-engrossment	1400
May	18	Replaced on Select File	1427
May	19	Referred for re-engrossment	1453
May	24	Correctly re-engrossed	1493
June	1	Final Reading	1549
June	2	Correctly enrolled	1569
June	2	Signed by President	1570
June	5	Presented to Governor	1587
June	8	Approved by Governor	1667

LEGISLATIVE BILL 408 By Brandt

Jan.	27	Read first time	239
Jan.	31	Referred to Committee on Judiciary	307
Mar.	15	Notice of hearing	774
Apr.	5	Placed on General File	954
May	5	Considered. Laid over	1296
May	9	Referred for review	1323
May	11	Placed on Select File	1346
May	12	Referred for engrossment	1367
May	16	Correctly engrossed	1403
May	19	Final Reading	1451
May	22	Correctly enrolled. Signed by President	1460
May	23	Presented to Governor	1476
May	31	Approved by Governor	1532

LEGISLATIVE BILL 409 By Ruhnke, Jensen, Munnelly

Jan.	27	Read first time	240
Jan.	31	Referred to Committee on Revenue	307
Feb.	10	Notice of hearing	403
Feb.	21	Placed on General File	494
Feb.	27	Referred for review	555
Mar.	1	Placed on Select File	575
Mar.	2	Referred for engrossment	605
Mar.	8	Correctly engrossed	670
Mar.	13	Laid over	737
Mar.	14	Laid over	754
Mar.	15	Returned to Select File	765
Mar.	15	Considered. Laid over	772
Mar.	16	Referred for re-engrossment	814
Mar.	20	Correctly re-engrossed	814
Mar.	23	Final Reading	865

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Mar.	24	Correctly enrolled. Signed by President	878
Mar.	27	Presented to Governor	893
Mar.	30	Approved by Governor	930

LEGISLATIVE BILL 410 By Orme

Jan.	27	Read first time	240
Jan.	31	Referred to Committee on Public Health and Miscellaneous Subjects	307
Feb.	7	Notice of hearing	366
Mar.	7	Indefinitely postponed	663

LEGISLATIVE BILL 411 By Rasmussen, Forrester, Burbach

Jan.	27	Read first time	240
Jan.	27	Co-introducer added	242
Jan.	31	Referred to Committee on Education	307
Feb.	23	Notice of hearing	524
Mar.	29	Request	920 ✓
Mar.	30	Indefinitely postponed	941
Apr.	5	Motion. Laid over	948
June	7	Placed on General File	1652
June	8	Change of order	1684
June	9	Change of order. Considered	1694 ✓
June	9	Motion	1696
June	15	Considered	1761 ✓
June	15	Considered	1762 ✓
June	15	Motion	1763
June	19	Motion. Referred for review	1790 ✓
June	21	Placed on Select File	1831
June	21	Change of order. Motion. Referred for engrossment	1837 ✓
June	22	Replaced on Select File	1841
June	22	Referred for engrossment	1844 ✓
June	23	Correctly engrossed	1884
June	28	Final Reading	1943
June	29	Correctly enrolled. Signed by Speaker	1954
July	5	Presented to Governor	1976
July	5	Approved by Governor	1978

LEGISLATIVE BILL 412 By Brandt, Hasebroock

Jan.	27	Read first time	240
Jan.	31	Referred to Committee on Revenue	307
Feb.	16	Notice of hearing	452
May	1	Placed on General File	1219

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May	18	Referred for review	1442
May	31	Placed on Select File	1539
June	1	Referred for engrossment	1552
June	7	Correctly engrossed	1645
June	12	Final Reading	1703
June	13	Correctly enrolled. Signed by President	1717
June	14	Presented to Governor	1728
June	20	Approved by Governor	1808

LEGISLATIVE BILL 413 By Forrester

Jan.	27	Read first time	241
Jan.	31	Referred to Committee on Revenue	307
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Agriculture	907
Mar.	30	Notice of hearing	940
Apr.	5	Hearing withdrawn	951
Apr.	5	Notice of hearing	953
Apr.	19	Indefinitely postponed	1088

LEGISLATIVE BILL 414 By Forrester

Jan.	27	Read first time	241
Jan.	31	Referred to Committee on Revenue	307
Feb.	2	Request. Laid over	339
Feb.	3	Withdrawn	347

LEGISLATIVE BILL 415 By Forrester

Jan.	27	Read first time	241
Jan.	31	Referred to Committee on Revenue	307
Apr.	13	Notice of hearing	1023
June	1	Indefinitely postponed	1560

LEGISLATIVE BILL 416 By Moulton

Jan.	27	Read first time	241
Jan.	31	Referred to Committee on Public Works	307
Feb.	20	Notice of hearing	478
Mar.	27	Placed on General File	901
Apr.	25	Referred for review	1165
Apr.	28	Placed on Select File	1205
May	1	Referred for engrossment	1215
May	3	Correctly engrossed	1246
May	8	Final Reading	1300
May	9	Correctly enrolled. Signed by President	1316

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May 10 Presented to Governor 1330
May 10 Explanation of vote 1339
May 12 Approved by Governor 1361

LEGISLATIVE BILL 417 By Brandt

Jan. 27 Read first time 242
Jan. 31 Referred to Committee on Banking, Commerce and Insurance 307
Feb. 14 Notice of hearing 429
Feb. 23 Placed on General File 526
Mar. 2 Referred for review 607
Mar. 6 Placed on Select File 635
Mar. 7 Referred for engrossment 664
Mar. 13 Correctly engrossed 727
Mar. 16 Final Reading 780
Mar. 17 Correctly enrolled. Signed by President 792
Mar. 20 Presented to Governor 813
Mar. 24 Approved by Governor 884

LEGISLATIVE BILL 418 By Brandt

Jan. 27 Read first time 242
Jan. 31 Referred to Committee on Judiciary 307
Feb. 22 Notice of hearing 496
Mar. 3 Placed on General File 629
Mar. 17 Referred for review 797
Mar. 21 Placed on Select File 838
Mar. 22 Referred for engrossment 855
Mar. 24 Correctly engrossed 878
Mar. 29 Final Reading 924
Mar. 30 Correctly enrolled. Signed by President 932
Apr. 5 Presented to Governor 946
Apr. 5 Approved by Governor 945

LEGISLATIVE BILL 419 By Brandt

Jan. 27 Read first time 242
Jan. 31 Referred to Committee on Government and Military Affairs 307
Mar. 8 Notice of hearing 684
Apr. 27 Placed on General File 1184
May 18 Referred for review 1441
May 25 Placed on Select File 1516
June 1 Referred for engrossment 1552
June 5 Replaced on Select File 1604

			Page
June	6	Referred for engrossment	1635
June	9	Correctly engrossed	1688
June	14	Final Reading	1736
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	20	Approved by Governor	1808

LEGISLATIVE BILL 420 By Lautenschlager, Klaver

Jan.	27	Read first time	243
Jan.	31	Referred to Committee on Public Health and Miscellaneous Subjects	307
Feb.	7	Notice of hearing	366
Apr.	27	Placed on General File	1189
May	17	Referred for review. Explanation of vote	1420
May	25	Placed on Select File	1511
June	1	Referred for engrossment	1551
June	7	Correctly engrossed	1645
June	12	Final Reading	1703
June	13	Correctly enrolled. Signed by President	1717
June	14	Presented to Governor	1728
June	20	Approved by Governor	1808

LEGISLATIVE BILL 421 By Jensen, Waldo, Orme

Jan.	27	Read first time. Co-introducer added	244
Jan.	31	Referred to Committee on Revenue	307
Feb.	16	Notice of hearing	452
Mar.	29	Indefinitely postponed	927
Apr.	6	Motions	961

LEGISLATIVE BILL 422 By Jensen, Waldo, Orme, McCosh

Jan.	27	Co-introducer added	244
Jan.	27	Read first time	245
Jan.	31	Referred to Committee on Revenue	307
Feb.	16	Notice of hearing	452
Mar.	29	Indefinitely postponed	927
Apr.	6	Motions	961

LEGISLATIVE BILL 423 By Jensen, Waldo, Orme, McCosh

Jan.	27	Co-introducer added	244
Jan.	27	Read first time	245
Jan.	31	Referred to Committee on Revenue	307
Feb.	16	Notice of hearing	452

			Page
Mar.	29	Indefinitely postponed	927
Apr.	6	Motions	961

LEGISLATIVE BILL 424 By Lautenschlager

Jan.	27	Read first time	245
Jan.	31	Referred to Committee on Public Works	307
Feb.	20	Notice of hearing	478
Mar.	30	Placed on General File	931
Apr.	27	Referred for review	1195
May	1	Placed on Select File	1216
May	2	Referred for engrossment	1239
May	3	Correctly engrossed	1246
May	8	Laid over	1300
May	8	Returned to Select File	1302
May	8	Considered. Laid over	1308
May	9	Returned to General File	1320
May	9	Motion. Laid over	1322
May	9	Communication	1326
May	10	Referred for review	1340
May	12	Replaced on Select File	1364
May	15	Referred for re-engrossment	1378
May	17	Correctly re-engrossed	1414
May	22	Final Reading	1464
May	23	Correctly enrolled. Signed by President	1479
May	24	Presented to Governor	1489
May	31	Approved by Governor	1532

LEGISLATIVE BILL 425 By Orme, McCosh

Jan.	27	Read first time	246
Jan.	31	Referred to Committee on Education	307
Feb.	23	Notice of hearing	524
Mar.	22	Placed on General File	856
Apr.	21	Referred for review	1117
Apr.	25	Placed on Select File	1163
Apr.	26	Referred for engrossment	1175
Apr.	28	Replaced on Select File	1207
May	1	Referred for engrossment	1215
May	2	Correctly engrossed	1238
May	5	Final Reading	1285
May	5	Explanation of vote	1296
May	8	Correctly enrolled	1305
May	8	Signed by President	1306
May	9	Presented to Governor	1315
May	12	Approved by Governor	1370

LEGISLATIVE BILL 426 By Stromer, Adamson, Diers

			Page
Jan.	27	Read first time	246
Jan.	31	Referred to Committee on Labor and Public Welfare	307
Mar.	7	Notice of hearing	659
Apr.	5	Placed on General File	946
Apr.	28	Referred for review	1211
May	2	Placed on Select File	1238
May	3	Referred for engrossment	1251
May	5	Correctly engrossed	1288
May	10	Final Reading	1336
May	10	Explanation of vote	1339
May	11	Correctly enrolled	1347
May	11	Signed by President	1348
May	12	Presented to Governor	1361
May	16	Approved by Governor	1407

LEGISLATIVE BILL 427 By Craft, Romans

Jan.	27	Read first time	248
Jan.	31	Referred to Committee on Public Works	307
Feb.	20	Notice of hearing	479
Apr.	13	Indefinitely postponed	1036

LEGISLATIVE BILL 428 By Munnelly, Skarda

Jan.	27	Read first time	248
Jan.	31	Referred to Committee on Banking, Commerce and Insurance	307
Feb.	20	Notice of hearing	469
Mar.	8	Placed on General File	685
Mar.	24	Laid over	888
Mar.	30	Laid over	937
Mar.	30	Referred for review	942
Apr.	6	Placed on Select File	958
Apr.	7	Referred for engrossment	978
Apr.	12	Correctly engrossed	1013
Apr.	17	Final Reading	1056
Apr.	18	Correctly enrolled. Motion. Reconsider action	1072
Apr.	18	Returned to Select File	1073
Apr.	18	Referred for re-engrossment	1074
Apr.	19	Replaced on Select File	1082
Apr.	20	Referred for re-engrossment	1098
Apr.	21	Correctly re-engrossed	1111

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Apr.	26	Final Reading	1171
Apr.	26	Explanation of vote	1181
Apr.	27	Correctly enrolled. Signed by Speaker	1192
Apr.	28	Presented to Governor	1204
May	3	Explanation of vote	1248
May	4	Approved by Governor	1281

LEGISLATIVE BILL 429 By Munnelly, Craft

Jan.	27	Read first time	248
Jan.	31	Referred to Committee on Labor and Public Welfare	307
Feb.	16	Notice of hearing	443
May	31	Indefinitely postponed	1533

LEGISLATIVE BILL 430 By Munnelly, Ruhnke

Jan.	27	Read first time	248
Jan.	31	Referred to Committee on Government and Military Affairs	307
Mar.	8	Notice of hearing	683
May	9	Indefinitely postponed	1322
May	12	Motion	1374
June	26	Motion withdrawn	1909

LEGISLATIVE BILL 431 By Munnelly, Bowen

Jan.	27	Read first time	249
Jan.	31	Referred to Committee on Banking, Commerce and Insurance	307
Feb.	20	Notice of hearing	469
Mar.	23	Placed on General File	861
Apr.	10	Change of order	992
Apr.	21	Referred for review	1118
Apr.	26	Placed on Select File	1179
Apr.	27	Referred for engrossment	1188
May	1	Replaced on Select File	1217
May	2	Referred for engrossment	1240
May	3	Correctly engrossed	1246
May	8	Final Reading	1301
May	9	Correctly enrolled. Signed by President	1316
May	10	Presented to Governor	1330
May	10	Explanation of vote	1339
May	12	Approved by Governor	1361

LEGISLATIVE BILL 432 By Munnelly, Craft

			Page
Jan.	27	Read first time	249
Jan.	31	Referred to Committee on Labor and Public Welfare	307
Feb.	16	Notice of hearing	443
Apr.	6	Placed on General File	956
May	10	Co-introducer added. Referred for review	1341
May	12	Placed on Select File	1364
May	15	Referred for engrossment	1379
May	18	Correctly engrossed	1428
May	23	Final Reading	1482
May	24	Correctly enrolled. Signed by President	1493
May	25	Presented to Governor	1511
May	31	Approved by Governor	1532

LEGISLATIVE BILL 433 By Munnelly, Orme

Jan.	27	Read first time	249
Jan.	31	Referred to Committee on Government and Military Affairs	307
Mar.	8	Notice of hearing	683
Mar.	30	Hearing withdrawn	944
Apr.	7	Notice of hearing	979
Apr.	12	Hearing postponed	1021
Apr.	28	Notice of hearing	1204
May	24	Placed on General File	1507
May	25	Change of order	1527
June	6	Read	1638
June	6	Motion. Referred for review	1639
June	12	Placed on Select File	1701
June	13	Referred for engrossment	1718
June	15	Replaced on Select File	1751
June	16	Referred for engrossment	1768
June	20	Replaced on Select File	1799
June	20	Rules suspended. Consider	1811
June	20	Referred for engrossment	1812
June	20	Correctly engrossed	1815
June	23	Final Reading. Motion	1888
June	26	Correctly enrolled	1900
June	27	Signed by Speaker	1913
June	28	Presented to Governor	1922
June	28	Motion	1942
July	5	Approved by Governor	1978

LEGISLATIVE BILL 434 By Vosoba

Jan.	31	Read first time	260

			Page
Feb.	1	Referred to Committee on Judiciary	331
Feb.	22	Notice of hearing	496
Mar.	3	Placed on General File	630
Mar.	17	Referred for review	797
Apr.	6	Placed on Select File	956
Apr.	7	Referred for engrossment	978
Apr.	10	Correctly engrossed	993
Apr.	13	Final Reading	1031
Apr.	14	Correctly enrolled. Signed by President	1040
Apr.	17	Presented to Governor	1055
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 435 By Brandt, Orme, Stromer

Jan.	31	Read first time. Co-introducer added	260
Jan.	31	Co-introducer added	309
Feb.	1	Referred to Committee on Public Health and Miscellaneous Subjects	331
Feb.	23	Notice of hearing	524
Apr.	5	Placed on General File	950
May	1	Referred for review	1220
May	15	Placed on Select File	1384
May	16	Motion	1404
May	16	Returned to General File. Referred for review	1405
May	18	Replaced on Select File	1426
May	19	Referred for engrossment	1452
May	31	Replaced on Select File	1538
June	1	Referred for engrossment	1552
June	6	Correctly engrossed	1626
June	9	Final Reading	1689
June	12	Correctly enrolled. Signed by President	1702
June	13	Presented to Governor	1714
June	20	Approved by Governor	1808

LEGISLATIVE BILL 436 By Craft

Jan.	31	Read first time	260
Feb.	1	Referred to Committee on Public Works	331
Feb.	20	Notice of hearing	478
Mar.	24	Placed on General File	886
Apr.	21	Referred for review	1121
Apr.	26	Placed on Select File	1180
Apr.	27	Referred for engrossment	1188
May	2	Correctly engrossed	1238
May	5	Final Reading	1282
May	8	Correctly enrolled	1305
May	8	Signed by President	1306

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May	9	Presented to Governor	1315
May	12	Approved by Governor	1361

LEGISLATIVE BILL 437 By Orme

Jan.	31	Read first time	261
Jan.	31	Co-introducer added	326
Feb.	1	Referred to Committee on Education	331
Feb.	16	Notice of hearing	452
Mar.	8	Placed on General File	687
Mar.	24	Laid over	888
Mar.	30	Motion. Laid over	937
Apr.	10	Change of order	992
Apr.	10	Referred for review	996
Apr.	12	Placed on Select File	1012
Apr.	13	Referred for engrossment	1032
Apr.	14	Replaced on Select File	1040
Apr.	17	Referred for engrossment	1058
Apr.	18	Correctly engrossed	1072
Apr.	21	Final Reading	1114
Apr.	24	Correctly enrolled	1125
Apr.	24	Signed by President	1131
Apr.	25	Presented to Governor	1140
May	1	Approved by Governor	1220

LEGISLATIVE BILL 438 By Hasebroock

Jan.	31	Read first time	261
Feb.	1	Referred to Committee on Revenue	331
Apr.	13	Notice of hearing	1023
May	9	Indefinitely postponed	1315

LEGISLATIVE BILL 439 By Gerdes, Marvel, Fleming

Jan.	31	Read first time. Co-introducer added	261
Feb.	1	Referred to Committee on Revenue	331
Feb.	16	Notice of hearing	452
Mar.	8	Indefinitely postponed	687

LEGISLATIVE BILL 440 By Stalder, Burbach

Jan.	31	Read first time	261
Feb.	1	Referred to Committee on Revenue	333
Feb.	16	Notice of hearing	452
Mar.	20	Placed on General File	825
Apr.	20	Laid over	1103

			Page
May	10	Referred for review	1340
May	12	Placed on Select File	1363
May	15	Referred for engrossment	1378
May	18	Correctly engrossed	1428
May	23	Final Reading	1481
May	24	Correctly enrolled. Signed by President	1493
May	25	Presented to Governor	1511
May	31	Approved by Governor	1532

LEGISLATIVE BILL 441 By Knight, Staubitz, Gerdes

Jan.	31	Read first time	261
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	331
Mar.	16	Notice of hearing	777
Mar.	23	Placed on General File	862
Apr.	10	Change of order	992
Apr.	11	Referred for review	1008
Apr.	13	Placed on Select File	1025
Apr.	14	Referred for engrossment	1047
Apr.	17	Correctly engrossed	1065
Apr.	20	Final Reading	1096
Apr.	21	Correctly enrolled. Signed by President	1111
Apr.	24	Presented to Governor	1124
May	1	Approved by Governor	1212

LEGISLATIVE BILL 442 By Staubitz, Knight, Hasebroock

Jan.	31	Read first time	262
Feb.	1	Referred to Committee on Public Health and Miscellaneous Subjects	332
Feb.	23	Notice of hearing	524
Mar.	17	Placed on General File	791
Apr.	10	Change of order	992
Apr.	11	Referred for review	1003
Apr.	13	Placed on Select File	1024
Apr.	14	Referred for engrossment	1046
Apr.	17	Correctly engrossed	1065
Apr.	20	Final Reading	1096
Apr.	21	Explanation of vote	1102
Apr.	21	Correctly enrolled. Signed by President	1111
Apr.	24	Presented to Governor	1124
Apr.	25	Approved by Governor	1162

LEGISLATIVE BILL 443 By Claussen

Jan.	31	Read first time	262

			Page
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	332
Feb.	27	Notice of hearing	558
June	5	Indefinitely postponed	1616

LEGISLATIVE BILL 444 By Claussen

Jan.	31	Read first time	262
Feb.	1	Referred to Committee on Public Works	332
Feb.	22	Notice of hearing	504
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
June	1	Indefinitely postponed	1560

LEGISLATIVE BILL 445 By Bridenbaugh, Claussen, Gerdes

Jan.	31	Read first time	262
Feb.	1	Referred to Committee on Government and Military Affairs	332
Feb.	20	Re-referred to Committee on Judiciary	477
Feb.	22	Notice of hearing	496
Mar.	7	Placed on General File	662
Mar.	22	Motion. Referred for review	857
Mar.	24	Placed on Select File	877
Mar.	27	Referred for engrossment	899
Mar.	29	Correctly engrossed	926
Apr.	6	Final Reading	967
Apr.	7	Correctly enrolled. Signed by President	973
Apr.	10	Presented to Governor	985
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 446 By Forrester, Stalder

Jan.	31	Read first time	263
Feb.	1	Referred to Committee on Public Works	332
Feb.	27	Request. Laid over	556
Feb.	28	Withdrawn	564

LEGISLATIVE BILL 447 By Thompson

Jan.	31	Read first time	263
Feb.	1	Referred to Committee on Judiciary	332
Feb.	7	Notice of hearing	368
May	5	Indefinitely postponed	1286

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LEGISLATIVE BILL 448 By Thompson

Jan.	31	Read first time	263
Feb.	11	Referred to Committee on Public Works	332
Feb.	20	Notice of hearing	478
Mar.	24	Placed on General File	886
Apr.	21	Referred for review	1121
Apr.	26	Placed on Select File	1180
Apr.	27	Referred for engrossment	1188
May	1	Correctly engrossed	1218
May	4	Final Reading	1271
May	5	Correctly enrolled	1288
May	5	Signed by Speaker	1289
May	8	Presented to Governor	1304
May	12	Approved by Governor	1361

LEGISLATIVE BILL 449 By Thompson

Jan.	31	Read first time	263
Feb.	1	Referred to Committee on Public Works	332
Feb.	20	Notice of hearing	478
Mar.	27	Indefinitely postponed	900

LEGISLATIVE BILL 450 By Diers, Bowen

Jan.	31	Read first time	263
Feb.	1	Referred to Committee on Agriculture	332
Feb.	21	Notice of hearing	491
Apr.	24	Indefinitely postponed	1131

LEGISLATIVE BILL 451 By Skarda

Jan.	31	Read first time	264
Feb.	1	Referred to Committee on Public Health and Miscellaneous Subjects	332
Feb.	23	Notice of hearing	524
Mar.	28	Indefinitely postponed	918

LEGISLATIVE BILL 452 By Skarda

Jan.	31	Read first time	264
Feb.	1	Referred to Committee on Public Health and Miscellaneous Subjects	332
Feb.	23	Notice of hearing	524
Apr.	25	Indefinitely postponed	1154

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LEGISLATIVE BILL 453 By Skarda

Jan.	31	Read first time	264
Feb.	1	Referred to Committee on Labor and Public Welfare	332
Mar.	7	Notice of hearing	659
Apr.	5	Indefinitely postponed	946

LEGISLATIVE BILL 454 By Skarda

Jan.	31	Read first time	264
Feb.	1	Referred to Committee on Labor and Public Welfare	332
Mar.	7	Notice of hearing	659
May	12	Indefinitely postponed	1371

LEGISLATIVE BILL 455 By McCosh, Rasmussen

Jan.	31	Read first time	264
Feb.	1	Referred to Committee on Government and Military Affairs	332
Mar.	8	Notice of hearing	683
Apr.	10	Placed on General File	995
May	11	Referred for review	1357
May	16	Placed on Select File	1401
May	17	Referred for engrossment	1417
May	19	Correctly engrossed	1449
May	24	Final Reading	1496
May	25	Correctly enrolled. Signed by President	1517
May	31	Presented to Governor	1533
June	1	Approved by Governor	1557

LEGISLATIVE BILL 456 By McCosh

Jan.	31	Read first time	264
Feb.	1	Referred to Committee on Public Works	332
Feb.	20	Notice of hearing	478
Mar.	20	Indefinitely postponed	825

LEGISLATIVE BILL 457 By Staubitz, Jensen

Jan.	31	Read first time	265
Feb.	1	Referred to Committee on Agriculture	332
Mar.	22	Request. Laid over	854
Mar.	23	Withdrawn	872

LEGISLATIVE BILL 458 By Staubitz, Jensen

			Page
Jan.	31	Read first time	265
Feb.	1	Referred to Committee on Public Works	332
Feb.	20	Notice of hearing	478
Feb.	27	Hearing canceled. Re-referred to Committee on Agriculture	558
Mar.	14	Request. Laid over	747
Mar.	15	Withdrawn	765

LEGISLATIVE BILL 459 By Burbach, Claussen, Bridenbaugh

Jan.	31	Read first time	265
Feb.	1	Referred to Committee on Judiciary	332
Feb.	22	Notice of hearing	496
Mar.	7	Placed on General File	662
Mar.	22	Referred for review	857
Mar.	24	Placed on Select File	877
Mar.	27	Referred for engrossment	899
Mar.	29	Correctly engrossed	927
Apr.	6	Final Reading	968
Apr.	7	Correctly enrolled. Signed by President	973
Apr.	10	Presented to Governor	985
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 460 By Burbach, Fleming

Jan.	31	Read first time	265
Feb.	1	Referred to Committee on Labor and Public Welfare	332
Mar.	7	Notice of hearing	659
May	31	Placed on General File	1533
June	2	Change of order. Motion. Laid over	1584
June	7	Referred for review	1665
June	9	Placed on Select File	1687
June	12	Referred for engrossment	1707
June	14	Correctly engrossed	1731
June	19	Final Reading	1788
June	20	Correctly enrolled. Signed by President	1800
June	21	Presented to Governor	1817
June	22	Approved by Governor	1878

LEGISLATIVE BILL 461 By Munnelly, Jensen

Jan.	31	Read first time	265
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	332

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Feb.	20	Notice of hearing	469
Mar.	6	Placed on General File	634
Mar.	17	Referred for review	798
Mar.	21	Placed on Select File	838
Mar.	22	Referred for engrossment	855
Mar.	23	Correctly engrossed	867
Mar.	28	Final Reading	910
Mar.	29	Correctly enrolled. Signed by President	919
Mar.	30	Presented to Governor	930
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 462 By Munnelly

Jan.	31	Read first time	266
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	332
Apr.	28	Notice of hearing	1199
May	5	Motion. Laid over	1296
May	8	Withdrawn. Hearing withdrawn	1303

LEGISLATIVE BILL 463 By Munnelly

Jan.	31	Read first time	266
Feb.	1	Referred to Committee on Judiciary	332
Mar.	15	Notice of hearing	774
Mar.	16	Hearing withdrawn	786
Mar.	22	Notice of hearing	843
May	11	Indefinitely postponed	1355

LEGISLATIVE BILL 464 By Orme

Jan.	31	Read first time	266
Feb.	1	Referred to Committee on Education	332
Feb.	23	Notice of hearing	524
Mar.	16	Placed on General File	786
Apr.	13	Referred for review	1034
Apr.	17	Placed on Select File	1064
Apr.	18	Referred for engrossment	1075
Apr.	21	Replaced on Select File	1111
Apr.	24	Referred for engrossment	1130
Apr.	25	Correctly engrossed	1164
Apr.	28	Final Reading	1202
May	1	Correctly enrolled. Signed by President	1218
May	2	Presented to Governor	1224
May	3	Explanation of vote	1248
May	8	Approved by Governor	1303

LEGISLATIVE BILL 465 By Stromer

			Page
Jan.	31	Read first time	266
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	332
Feb.	20	Notice of hearing	469
Mar.	2	Indefinitely postponed	591

LEGISLATIVE BILL 466 By Burbach, Russillo

Jan.	31	Read first time	267
Feb.	1	Referred to Committee on Government and Military Affairs	332
Mar.	8	Notice of hearing	683
Apr.	25	Placed on General File	1140
May	8	Change of order	1293
May	8	Read. Laid over	1313
May	9	Referred for review	1324
May	12	Placed on Select File	1361
May	15	Referred for engrossment	1373
May	22	Replaced on Select File	1453
May	23	Referred for engrossment	1484
May	25	Correctly engrossed	1517
June	2	Final Reading	1573
June	5	Correctly enrolled. Signed by President	1607
June	6	Presented to Governor	1623
June	14	Approved by Governor	1745

LEGISLATIVE BILL 467 By Munnelly, Syas

Jan.	31	Read first time	267
Feb.	1	Referred to Committee on Revenue	332
Feb.	24	Notice of hearing	528
June	6	Indefinitely postponed	1637

LEGISLATIVE BILL 468 By Claussen

Jan.	31	Read first time	267
Feb.	1	Referred to Committee on Judiciary	332
Mar.	22	Notice of hearing	843
Apr.	5	Placed on General File	954
May	9	Referred for review	1328
May	11	Placed on Select File	1347
May	12	Referred for engrossment	1367
May	15	Correctly engrossed	1385
May	18	Returned to Select File	1433
May	18	Referred for re-engrossment	1439
May	19	Replaced on Select File	1449

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May	22	Referred for re-engrossment	1467
May	31	Correctly re-engrossed	1539
June	5	Final Reading	1613
June	6	Correctly enrolled. Signed by President	1626
June	7	Presented to Governor	1642
June	14	Approved by Governor	1745

LEGISLATIVE BILL 469 By Claussen, Erlewine

Jan.	31	Read first time	267
Feb.	1	Referred to Committee on Public Works	332
Feb.	22	Notice of hearing	504
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
May	24	Placed on General File	1491
June	2	Referred for review	1582
June	7	Placed on Select File	1643
June	8	Referred for engrossment	1680
June	13	Correctly engrossed	1716
June	16	Final Reading	1772
June	19	Correctly enrolled. Signed by Speaker	1782
June	20	Presented to Governor	1799
June	22	Approved by Governor	1878

LEGISLATIVE BILL 470 By Bridenbaugh, Lautenschlager, Forrester

Jan.	31	Read first time	267
Feb.	1	Referred to Committee on Government and Military Affairs	332
Mar.	8	Notice of hearing	683
Apr.	21	Indefinitely postponed	1121

LEGISLATIVE BILL 471 By Munnelly, Klaver, Skarda

Jan.	31	Read first time	268
Jan.	31	Co-introducers added	269
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	332
Feb.	27	Notice of hearing	558
May	8	Placed on General File	1309
May	22	Considered. Laid over	1473
May	22	Referred for review	1474
June	2	Placed on Select File	1567
June	5	Referred for engrossment	1615
June	8	Correctly engrossed	1670

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June	14	Final Reading	1733
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	20	Approved by Governor	1808

LEGISLATIVE BILL 472 By Klaver

Jan.	31	Read first time	268
Feb.	1	Referred to Committee on Government and Military Affairs	332
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Education	907
Apr.	6	Notice of hearing	955
Apr.	19	Placed on General File	1091
May	12	Referred for review	1370
May	17	Placed on Select File	1414
May	18	Referred for engrossment	1439
May	23	Correctly engrossed	1479
May	25	Final Reading	1524
May	31	Correctly enrolled. Signed by President	1540
June	1	Presented to Governor	1543
June	8	Approved by Governor	1667

LEGISLATIVE BILL 473 By Klaver

Jan.	31	Read first time	268
Feb.	1	Referred to Committee on Government and Military Affairs	332
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Education	907
Apr.	6	Notice of hearing	955
Apr.	18	Placed on General File	1079
May	12	Referred for review	1369
May	17	Placed on Select File	1414
May	18	Referred for engrossment	1439
May	23	Correctly engrossed	1479
May	25	Final Reading	1523
May	31	Correctly enrolled. Signed by President	1540
June	1	Presented to Governor	1543
June	8	Approved by Governor	1667

LEGISLATIVE BILL 474 By Klaver

Jan.	31	Read first time	268
Feb.	1	Referred to Committee on Labor and Public Welfare	332

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Feb.	8	Notice of hearing	380
May	24	Indefinitely postponed	1489

LEGISLATIVE BILL 475 By Stromer, Munnelly

Jan.	31	Read first time	269
Feb.	1	Referred to Committee on Revenue	332
Feb.	16	Notice of hearing	452
May	25	Placed on General File	1511
June	16	Change of order	1777
June	19	Bracketed	1790
June	29	Withdrawn	1957

LEGISLATIVE BILL 476 By Orme, Knight, Stromer

Jan.	31	Read first time	269
Feb.	1	Referred to Committee on Government and Military Affairs	332
Mar.	8	Notice of hearing	684
Apr.	25	Placed on General File	1148
May	15	Referred for review	1390
May	22	Placed on Select File	1459
May	23	Referred for engrossment	1484
June	2	Correctly engrossed	1569
June	7	Final Reading	1646
June	8	Correctly enrolled. Signed by President	1670
June	9	Presented to Governor	1686
June	20	Approved by Governor	1808

LEGISLATIVE BILL 477 By Hasebroock, Diers

Jan.	31	Read first time	269
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	332
Mar.	8	Notice of hearing	684
Mar.	17	Placed on General File	791
Apr.	13	Considered. Laid over	1037
Apr.	14	Referred for review	1048
Apr.	18	Placed on Select File	1071
Apr.	19	Referred for engrossment	1086
Apr.	21	Correctly engrossed	1111
Apr.	26	Final Reading	1169
Apr.	26	Explanation of vote	1181
Apr.	27	Correctly enrolled. Signed by Speaker	1192
Apr.	28	Presented to Governor	1204
May	3	Explanation of vote	1248
May	5	Approved by Governor	1281

LEGISLATIVE BILL 478 By Vosoba

			Page
Jan.	31	Read first time	270
Jan.	31	Co-introducers added	317
Feb.	1	Referred to Committee on Public Health and Miscellaneous Subjects	332
Feb.	23	Notice of hearing	524
Apr.	5	Indefinitely postponed	950

LEGISLATIVE BILL 479 By Rasmussen, Brandt

Jan.	31	Read first time	270
Feb.	1	Referred to Committee on Public Health and Miscellaneous Subjects	332
Feb.	23	Notice of hearing	524
Mar.	17	Placed on General File	791
Apr.	13	Referred for review	1035
Apr.	17	Placed on Select File	1065
Apr.	18	Referred for engrossment	1075
Apr.	19	Correctly engrossed	1083
Apr.	24	Final Reading	1127
Apr.	25	Correctly enrolled. Signed by President	1165
Apr.	26	Presented to Governor	1169
May	1	Approved by Governor	1220

LEGISLATIVE BILL 480 By Rasmussen, Adamson

Jan.	31	Read first time	270
Feb.	1	Referred to Committee on Public Works	332
Feb.	20	Notice of hearing	478
Apr.	26	Placed on General File	1177
May	16	Considered. Laid over	1408
May	17	Laid over	1420
May	19	Bracketed	1454
June	2	Considered. Laid over	1583
June	5	Laid over	1619
June	8	Laid over	1682
June	12	Referred for review	1712
June	14	Placed on Select File	1730
June	15	Referred for engrossment	1759
June	19	Correctly engrossed	1781
June	22	Final Reading	1874
June	23	Correctly enrolled	1884
June	26	Signed by Speaker	1901
June	26	Presented to Governor	1906
July	5	Approved by Governor	1978

LEGISLATIVE BILL 481 By Rasmussen, McCosh, Hasebroock

			Page
Jan.	31	Read first time	271
Feb.	1	Referred to Committee on Labor and Public Welfare	332
Feb.	8	Notice of hearing	380
Feb.	16	Placed on General File	456
Feb.	23	Considered. Laid over	519
Feb.	27	Laid over	555
Mar.	2	Laid over	605
Mar.	9	Referred for review	708
Mar.	13	Placed on Select File	727
Mar.	14	Referred for engrossment	759
Mar.	16	Correctly engrossed	779
Mar.	21	Final Reading	832
Mar.	22	Correctly enrolled. Signed by President	844
Mar.	23	Presented to Governor	860
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 482 By Hasebroock, Stromer

Jan.	31	Read first time	271
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	332
Feb.	27	Request. Laid over	556
Feb.	28	Withdrawn	564

LEGISLATIVE BILL 483 By Erlewine, Webb

Jan.	31	Read first time	271
Feb.	1	Referred to Committee on Public Works	332
Feb.	20	Notice of hearing	478
Mar.	2	Indefinitely postponed	604

LEGISLATIVE BILL 484 By Erlewine, Ruhnke

Jan.	31	Read first time	271
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	332
Apr.	26	Notice of hearing	1177
June	12	Indefinitely postponed	1713

LEGISLATIVE BILL 485 By Erlewine, Webb

Jan.	31	Read first time	272
Feb.	1	Referred to Committee on Public Works	332
Mar.	27	Motion. Laid over	895

			Page
Mar.	28	Re-referred to Committee on Agriculture	907
Mar.	30	Notice of hearing	940
Apr.	24	Placed on General File	1132
May	15	Referred for review	1389
May	22	Placed on Select File	1459
May	23	Referred for engrossment	1484
June	1	Correctly engrossed	1545
June	6	Final Reading	1631
June	7	Correctly enrolled. Signed by President	1646
June	8	Presented to Governor	1668
June	14	Approved by Governor	1745

LEGISLATIVE BILL 486 By Bowen

Jan.	31	Read first time	272
Feb.	1	Referred to Committee on Revenue	332
Feb.	24	Notice of hearing	528
Apr.	7	Request. Laid over	975
Apr.	11	Withdrawn	1000
Apr.	12	Hearing canceled	1017

LEGISLATIVE BILL 487 By Bowen

Jan.	31	Read first time	272
Feb.	1	Referred to Committee on Public Health and Miscellaneous Subjects	332
Feb.	23	Notice of hearing	524
Apr.	24	Placed on General File	1124
May	15	Laid over	1389
May	16	Referred for review	1408
May	23	Placed on Select File	1478
May	24	Referred for engrossment	1499
June	2	Correctly engrossed	1569
June	7	Final Reading	1651
June	8	Correctly enrolled. Signed by President	1670
June	9	Presented to Governor	1686
June	20	Approved by Governor	1808

LEGISLATIVE BILL 488 By Bowen

Jan.	31	Read first time	272
Feb.	1	Referred to Committee on Public Health and Miscellaneous Subjects	332
Feb.	23	Notice of hearing	524
Apr.	24	Indefinitely postponed	1124

LEGISLATIVE BILL 489 By Bowen

			Page
Jan.	31	Read first time	273
Feb.	1	Referred to Committee on Revenue	333
Feb.	23	Notice of hearing	523
May	11	Placed on General File	1358
May	19	Change of order. Referred for review	1454
June	1	Placed on Select File	1545
June	2	Motion	1577
June	8	Correctly engrossed	1670
June	14	Final Reading	1731
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	22	Became law without the Governor's signature. Message	1878

LEGISLATIVE BILL 490 By Bowen, Erlewine

			Page
Jan.	31	Read first time	273
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	333
Apr.	19	Notice of hearing	1091
Apr.	20	Hearing withdrawn	1104
Apr.	26	Notice of hearing	1177
Apr.	28	Hearing withdrawn	1211
May	4	Notice of hearing	1274
June	7	Placed on General File	1654
June	12	Recommitted	1713
June	15	Indefinitely postponed	1758

LEGISLATIVE BILL 491 By Stromer, Vosoba

			Page
Jan.	31	Read first time	273
Feb.	1	Referred to Committee on Government and Military Affairs	333
Feb.	9	Notice of hearing	387
Feb.	22	Placed on General File	510
Mar.	1	Referred for review	585
Mar.	3	Placed on Select File	613
Mar.	6	Referred for engrossment	655
Mar.	10	Correctly engrossed	714
Mar.	15	Final Reading	767
Mar.	15	Explanation of vote	774
Mar.	16	Correctly enrolled. Signed by President	780
Mar.	17	Presented to Governor	791
Mar.	23	Approved by Governor	860

LEGISLATIVE BILL 492 By Ruhnke

			Page
Jan.	31	Read first time	273
Feb.	1	Referred to Committee on Revenue	333
Feb.	23	Notice of hearing	523
Apr.	25	Placed on General File	1160
May	16	Considered. Laid over	1406
May	16	Referred for review	1407
May	23	Placed on Select File	1478
May	24	Referred for engrossment	1499
June	2	Correctly engrossed	1569
June	7	Final Reading	1650
June	8	Correctly enrolled. Signed by President	1670
June	9	Presented to Governor	1686
June	20	Approved by Governor	1808

LEGISLATIVE BILL 493 By Ruhnke

Jan.	31	Read first time	273
Feb.	1	Referred to Committee on Judiciary	333
Mar.	15	Notice of hearing	774
June	6	Placed on General File	1638
June	7	Referred for review	1665
June	9	Placed on Select File	1687
June	12	Referred for engrossment	1707
June	14	Correctly engrossed	1731
June	19	Final Reading	1787
June	20	Correctly enrolled. Signed by President	1800
June	21	Presented to Governor	1817
June	22	Approved by Governor	1878

LEGISLATIVE BILL 494 By Committee on Public Works

Jan.	31	Read first time	274
Feb.	1	Referred to Committee on Public Works	333
Feb.	22	Notice of hearing	504
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
June	1	Indefinitely postponed	1560

LEGISLATIVE BILL 495 By Ruhnke, Vosoba

Jan.	31	Read first time	274
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	333
Mar.	22	Notice of hearing	856

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Mar.	29	Placed on General File	929
Apr.	27	Considered. Laid over	1194
Apr.	28	Referred for review	1209
May	2	Placed on Select File	1237
May	3	Referred for engrossment	1251
May	5	Correctly engrossed	1288
May	10	Final Reading	1335
May	10	Explanation of vote	1339
May	11	Correctly enrolled	1347
May	11	Signed by President	1348
May	12	Presented to Governor	1361
May	16	Approved by Governor	1407

LEGISLATIVE BILL 496 By Vosoba, Ruhnke

Jan.	31	Read first time	274
Feb.	1	Referred to Committee on Banking, Commerce and Insurance	333
Mar.	22	Notice of hearing	856
Mar.	30	Placed on General File	932
Apr.	27	Laid over	1196
Apr.	28	Referred for review	1210
May	2	Placed on Select File	1237
May	3	Referred for engrossment	1251
May	8	Replaced on Select File	1304
May	9	Referred for engrossment	1321
May	10	Correctly engrossed	1331
May	15	Final Reading	1377
May	16	Correctly enrolled. Signed by Speaker	1403
May	17	Presented to Governor	1409
May	19	Approved by Governor	1456

LEGISLATIVE BILL 497 By Stryker

Jan.	31	Read first time	275
Feb.	1	Referred to Committee on Government and Military Affairs	342
Feb.	16	Notice of hearing	448
May	1	Indefinitely postponed	1213
May	3	Motion	1255
May	25	Placed on General File	1528
June	9	Change of order	1694
June	9	Referred for review	1697
June	13	Placed on Select File	1715
June	14	Referred for engrossment	1742
June	19	Correctly engrossed	1781

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June	22	Final Reading	1873
June	23	Correctly enrolled	1884
June	26	Signed by Speaker	1901
June	26	Presented to Governor	1906
July	5	Approved by Governor	1978

LEGISLATIVE BILL 498 By Rasmussen, Syas, Moulton

Jan.	31	Read first time. Co-introducers added	275
Feb.	2	Referred to Committee on Agriculture	342
Feb.	27	Notice of hearing	558
Mar.	16	Placed on General File	787
Apr.	13	Considered. Laid over	1034
Apr.	14	Laid over	1047
Apr.	20	Motion. Referred for review	1100
Apr.	24	Placed on Select File	1137
Apr.	25	Referred for engrossment	1159
Apr.	27	Correctly engrossed	1192
May	2	Final Reading	1229
May	3	Correctly enrolled. Signed by President	1247
May	4	Presented to Governor	1256
May	8	Approved by Governor	1303

LEGISLATIVE BILL 499 By Rasmussen, Gerhart

Jan.	31	Read first time	275
Feb.	2	Referred to Committee on Government and Military Affairs	342
Mar.	8	Notice of hearing	683
Apr.	12	Placed on General File	1019
May	12	Referred for review	1368
May	16	Placed on Select File	1402
May	17	Referred for engrossment	1417
May	19	Correctly engrossed	1449
May	24	Final Reading	1497
May	25	Correctly enrolled. Signed by President	1517
May	31	Presented to Governor	1533
June	1	Approved by Governor	1557

LEGISLATIVE BILL 500 By Russillo, Burbach, Stromer

Jan.	31	Read first time	276
Feb.	2	Referred to Committee on Revenue	342
Feb.	23	Notice of hearing	523
May	15	Placed on General File	1386

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May	22	Referred for review	1474
June	2	Placed on Select File	1568
June	5	Referred for engrossment	1615
June	8	Correctly engrossed	1670
June	14	Final Reading	1735
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	21	Approved by Governor	1839

LEGISLATIVE BILL 501 By Vosoba

Jan.	31	Read first time	276
Feb.	2	Referred to Committee on Public Health and Miscellaneous Subjects	342
Feb.	23	Notice of hearing	524
Mar.	21	Placed on General File	826
Apr.	20	Referred for review	1103
Apr.	25	Placed on Select File	1163
Apr.	26	Referred for engrossment	1175
Apr.	28	Correctly engrossed	1207
May	4	Final Reading	1264
May	5	Correctly enrolled	1288
May	5	Signed by Speaker	1289
May	8	Presented to Governor	1304
May	12	Approved by Governor	1361

LEGISLATIVE BILL 502 By Vosoba, Diers

Jan.	31	Read first time	276
Feb.	2	Referred to Committee on Agriculture	342
Feb.	6	Re-referred to Committee on Judiciary	364
Mar.	6	Notice of hearing	641
Mar.	17	Placed on General File	800
Apr.	14	Laid over	1048
Apr.	17	Considered. Laid over	1066
Apr.	20	Laid over	1103
Apr.	25	Motion. Referred for review	1162
Apr.	28	Placed on Select File	1205
May	1	Referred for engrossment	1214
May	3	Correctly engrossed	1246
May	8	Final Reading	1299
May	9	Correctly enrolled. Signed by President	1316
May	10	Presented to Governor	1330
May	10	Explanation of vote	1339
May	12	Approved by Governor	1370

LEGISLATIVE BILL 503 By Thompson, Staubitz, Kjar

			Page
Jan.	31	Read first time	277
Feb.	2	Referred to Committee on Public Works	342
Feb.	20	Notice of hearing	478
Mar.	27	Placed on General File	901
Apr.	25	Referred for review	1166
Apr.	28	Placed on Select File	1205
May	1	Referred for engrossment	1215
May	3	Replaced on Select File	1246
May	4	Referred for engrossment	1273
May	5	Correctly engrossed	1288
May	10	Final Reading	1337
May	11	Correctly enrolled	1347
May	11	Signed by President	1348
May	12	Presented to Governor	1361
May	16	Approved by Governor	1407

LEGISLATIVE BILL 504 By Vosoba, Klaver, Lautenschlager

Jan.	31	Read first time	277
Feb.	2	Referred to Committee on Public Works	342
Feb.	20	Notice of hearing	479
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
May	4	Placed on General File	1257
May	16	Change of order	1405
May	17	Laid over	1424
May	24	Referred for review	1499
June	5	Placed on Select File	1605
June	6	Referred for engrossment	1635
June	7	Replaced on Select File	1645
June	8	Referred for engrossment	1680
June	13	Correctly engrossed	1717
June	14	Final Reading	1776
June	19	Correctly enrolled. Signed by Speaker	1782
June	20	Presented to Governor	1799
June	22	Approved by Governor	1878

LEGISLATIVE BILL 505 By Vosoba, Thompson, Russillo

Jan.	31	Read first time	277
Feb.	2	Referred to Committee on Judiciary	342
Mar.	22	Notice of hearing	843
Apr.	5	Placed on General File	954
May	9	Referred for review	1328

			Page
May	11	Placed on Select File	1347
May	12	Referred for engrossment	1367
May	15	Correctly engrossed	1385
May	18	Final Reading	1434
May	19	Correctly enrolled. Signed by Speaker	1449
May	22	Presented to Governor	1458
May	23	Approved by Governor	1487

LEGISLATIVE BILL 506 By Bowen

Jan.	31	Read first time	277
Feb.	2	Referred to Committee on Judiciary	342
Feb.	7	Notice of hearing	368
Feb.	16	Further hearing	450
Feb.	28	Placed on General File	561
Mar.	10	Referred for review	721
Mar.	14	Placed on Select File	749
Mar.	15	Referred for engrossment	773
Mar.	17	Correctly engrossed	810
Mar.	22	Final Reading	850
Mar.	23	Correctly enrolled. Signed by President	863
Mar.	24	Presented to Governor	874
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 507 By Bowen

Jan.	31	Read first time	278
Feb.	2	Referred to Committee on Judiciary	342
Mar.	22	Notice of hearing	843
Apr.	7	Placed on General File	979
May	8	Change of order	1298
May	8	Laid over	1313
May	9	Referred for review	1324
May	11	Placed on Select File	1347
May	12	Referred for engrossment	1367
May	15	Correctly engrossed	1385
May	18	Final Reading	1431
May	19	Correctly enrolled. Signed by Speaker	1449
May	22	Presented to Governor	1458
May	23	Approved by Governor	1487

LEGISLATIVE BILL 508 By Klaver

Jan.	31	Read first time	278
Feb.	2	Referred to Committee on Revenue	342
Feb.	23	Notice of hearing	524
Apr.	25	Indefinitely postponed	1160

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LEGISLATIVE BILL 509 By Syas

			Page
Jan.	31	Read first time	278
Feb.	2	Referred to Committee on Public Works	342
Feb.	6	Re-referred to Committee on Public Health and Miscellaneous Subjects	363
Feb.	23	Notice of hearing	524
Mar.	23	Indefinitely postponed	870

LEGISLATIVE BILL 510 By Peck

			Page
Jan.	31	Read first time	278
Feb.	2	Referred to Committee on Education	342
Feb.	16	Notice of hearing	452
Mar.	8	Placed on General File	687
Mar.	24	Referred for review	888
Mar.	28	Placed on Select File	905
Mar.	28	Explanation of vote	918
Mar.	29	Referred for engrossment	925
Mar.	30	Correctly engrossed	944
Apr.	10	Final Reading	988
Apr.	11	Correctly enrolled. Signed by Speaker	1000
Apr.	11	Explanation of vote	1008
Apr.	12	Presented to Governor	1011
Apr.	14	Approved by Governor	1051

LEGISLATIVE BILL 511 By Stromer, Diers, Hasebroock

			Page
Jan.	31	Read first time	279
Feb.	2	Referred to Committee on Public Works	342
Feb.	6	Re-referred to Committee on Public Health and Miscellaneous Subjects	363
Feb.	23	Notice of hearing	524
Mar.	23	Indefinitely postponed	870

LEGISLATIVE BILL 512 By Peck

			Page
Jan.	31	Read first time	273
Feb.	2	Referred to Committee on Public Works	343
Feb.	20	Notice of hearing	473
Mar.	30	Indefinitely postponed	930

LEGISLATIVE BILL 513 By Hasebroock, Vosoba, Syas

			Page
Jan.	31	Read first time	279
Feb.	2	Referred to Committee on Labor and Public Welfare	343

			Page
Mar.	23	Notice of hearing	870
May	23	Placed on General File	1487
June	2	Referred for review	1579
June	6	Placed on Select File	1625
June	7	Referred for engrossment	1660
June	12	Correctly engrossed	1702
June	15	Final Reading	1755
June	16	Correctly enrolled. Signed by President	1767
June	19	Presented to Governor	1781
June	21	Approved by Governor	1839

LEGISLATIVE BILL 514 By Forrester, Adamson

Jan.	31	Read first time	279
Feb.	2	Referred to Committee on Education	343
Feb.	23	Notice of hearing	524
Feb.	24	Hearing withdrawn	531
Feb.	24	Notice of hearing	540
Mar.	14	Placed on General File	762
Apr.	13	Laid over	1033
Apr.	19	Change of order	1090
Apr.	24	Referred for review	1130
Apr.	27	Placed on Select File	1191
Apr.	27	Laid over	1194
May	1	Referred for engrossment	1214
May	3	Correctly engrossed	1246
May	8	Failed on Final Reading	1298
May	10	Explanation of vote	1339

LEGISLATIVE BILL 515 By Stalder, Rasmussen, Jensen

Jan.	31	Read first time	279
Jan.	31	Co-introducer added	280
Feb.	2	Referred to Committee on Public Health and Miscellaneous Subjects	343
Feb.	23	Notice of hearing	524
Apr.	5	Placed on General File	949
May	1	Referred for review	1220
May	3	Placed on Select File	1245
May	4	Referred for engrossment	1273
May	9	Replaced on Select File	1316
May	10	Referred for engrossment	1339
May	12	Correctly engrossed	1365
May	17	Final Reading	1416
May	17	Explanation of vote	1418
May	17	Explanation of vote	1421

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May	18	Correctly enrolled. Signed by President	1428
May	19	Presented to Governor	1445
May	23	Approved by Governor	1487

LEGISLATIVE BILL 516 By Committee on Budget

Jan.	31	Read first time	280
Feb.	2	Referred to Committee on Government and Military Affairs	343
Feb.	23	Re-referred to Committee on Budget	519
May	31	Motion. Laid over	1540
June	1	Withdrawn	1547

LEGISLATIVE BILL 517 By Stromer

Jan.	31	Read first time	280
Feb.	2	Referred to Committee on Public Health and Miscellaneous Subjects	343
Feb.	23	Notice of hearing	524
Mar.	21	Placed on General File	826
Apr.	10	Change of order	992
Apr.	11	Considered. Laid over	1008
Apr.	12	Referred for review	1015
Apr.	14	Placed on Select File	1039
Apr.	17	Referred for engrossment	1058
Apr.	19	Correctly engrossed	1083
Apr.	24	Final Reading	1125
Apr.	25	Correctly enrolled	1164
Apr.	25	Signed by President	1165
Apr.	26	Presented to Governor	1169
May	1	Approved by Governor	1220

LEGISLATIVE BILL 518 By Moulton, Russillo

Jan.	31	Read first time	280
Feb.	2	Referred to Committee on Government and Military Affairs	343
Mar.	8	Notice of hearing	683
Apr.	20	Placed on General File	1104
May	15	Referred for review	1387
May	19	Placed on Select File	1445
May	22	Referred for engrossment	1466
May	31	Replaced on Select File	1538
June	1	Referred for engrossment	1552
June	6	Correctly engrossed	1626
June	9	Returned to Select File	1689

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June	9	Motion. Indefinitely postponed	1692
June	9	Explanation of vote	1695

LEGISLATIVE BILL 519 By Fleming, Staubitz, McCosh

Jan.	31	Read first time	280
Feb.	2	Referred to Committee on Public Works	343
Mar.	2	Notice of hearing	591
Mar.	24	Placed on General File	886
Apr.	10	Change of order	992
Apr.	11	Referred for review	1009
Apr.	13	Placed on Select File	1025
Apr.	14	Referred for engrossment	1047
Apr.	18	Replaced on Select File	1072
Apr.	19	Referred for engrossment	1086
Apr.	20	Correctly engrossed	1108
Apr.	25	Final Reading	1150
Apr.	26	Correctly enrolled. Signed by President	1181
Apr.	27	Presented to Governor	1184
May	1	Approved by Governor	1220

LEGISLATIVE BILL 520 By Craft, Skarda, Stromer

Jan.	31	Read first time	281
Feb.	2	Referred to Committee on Public Health and Miscellaneous Subjects	343
Feb.	23	Notice of hearing	524
Apr.	12	Indefinitely postponed	1017

LEGISLATIVE BILL 521 By Stromer, Peck, Kjar

Jan.	31	Read first time. Co-introducers added	281
Feb.	2	Co-introducer added	339
Feb.	2	Referred to Committee on Public Health and Miscellaneous Subjects	343
Feb.	23	Notice of hearing	524
Apr.	12	Placed on General File	1017
May	11	Referred for review	1357
May	16	Placed on Select File	1402
May	17	Referred for engrossment	1417
May	19	Replaced on Select File	1448
May	22	Referred for engrossment	1467
May	31	Correctly engrossed	1539
June	5	Final Reading	1612
June	6	Correctly enrolled. Signed by President	1626
June	7	Presented to Governor	1642
June	14	Approved by Governor	1745

LEGISLATIVE BILL 522 By Thompson

			Page
Jan.	31	Read first time	231
Feb.	2	Referred to Committee on Public Works	343
Feb.	20	Notice of hearing	478
Mar.	30	Placed on General File	931
Apr.	27	Laid over	1195
Apr.	28	Referred for review	1210
May	2	Placed on Select File	1237
May	3	Referred for engrossment	1251
May	8	Correctly engrossed	1305
May	11	Final Reading	1350
May	12	Correctly enrolled. Signed by President	1365
May	15	Presented to Governor	1375
May	19	Approved by Governor	1455

LEGISLATIVE BILL 523 By Thompson

Jan.	31	Read first time	231
Feb.	2	Referred to Committee on Public Works	343
Feb.	20	Notice of hearing	478
Mar.	24	Placed on General File	836
Apr.	10	Change of order	992
Apr.	11	Laid over	1009
Apr.	21	Referred for review	1118
Apr.	26	Placed on Select File	1130
Apr.	27	Referred for engrossment	1138
May	1	Correctly engrossed	1218
May	4	Final Reading	1270
May	5	Correctly enrolled	1238
May	5	Signed by Speaker	1239
May	8	Presented to Governor	1304
May	12	Approved by Governor	1361

LEGISLATIVE BILL 524 By Stromer

Jan.	31	Read first time	232
Feb.	2	Referred to Committee on Public Works	343
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Judiciary	907
Apr.	11	Notice of hearing	1005
May	4	Placed on General File	1275
May	18	Referred for review	1442
May	31	Placed on Select File	1539
June	1	Referred for engrossment	1553
June	5	Replaced on Select File	1604

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June	6	Referred for engrossment	1635
June	9	Correctly engrossed	1688
June	14	Final Reading	1737
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	21	Approved by Governor	1839

LEGISLATIVE BILL 525 By Thompson, Ruhnke, Gerhart

Jan.	31	Read first time. Co-introducers added	282
Feb.	2	Referred to Committee on Education	343
Feb.	16	Notice of hearing	452
Mar.	8	Indefinitely postponed	687

LEGISLATIVE BILL 526 By Thompson, Ruhnke, Gerhart

Jan.	31	Read first time	282
Jan.	31	Co-introducers added	283
Feb.	2	Referred to Committee on Education	343
Feb.	23	Notice of hearing	524
Mar.	8	Indefinitely postponed	687

LEGISLATIVE BILL 527 By Waldo, Ruhnke, Vosoba

Jan.	31	Read first time	283
Feb.	2	Referred to Committee on Public Health and Miscellaneous Subjects	343
Feb.	16	Notice of hearing	452
Apr.	25	Indefinitely postponed	1154
Apr.	28	Motion	1211
July	5	Motion withdrawn	1986

LEGISLATIVE BILL 528 By Romans

Jan.	31	Read first time	283
Feb.	2	Referred to Committee on Public Works	343
Feb.	20	Notice of hearing	479
May	4	Placed on General File	1256
May	16	Change of order	1405
May	22	Considered. Motion. Referred for review	1468
May	22	Explanations of vote	1474
June	9	Placed on Select File	1686
June	12	Motion. Referred for engrossment	1706
June	13	Replaced on Select File	1716
June	14	Referred for engrossment	1742
June	15	Correctly engrossed	1763

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June 20	Final Reading	1807
June 21	Correctly enrolled. Signed by President	1832
June 22	Presented to Governor	1841
June 22	Approved by Governor	1878

LEGISLATIVE BILL 529 By Moulton, Romans

Jan. 31	Read first time	284
Feb. 2	Referred to Committee on Revenue	343
Feb. 16	Notice of hearing	452
Feb. 17	Hearing withdrawn	457
Feb. 23	Notice of hearing	524
May 15	Indefinitely postponed	1386

LEGISLATIVE BILL 530 By Skarda

Jan. 31	Read first time	284
Feb. 2	Referred to Committee on Revenue	343
Feb. 23	Notice of hearing	523
June 1	Indefinitely postponed	1554

LEGISLATIVE BILL 531 By Skarda

Jan. 31	Read first time	284
Feb. 2	Referred to Committee on Public Works	343
Feb. 20	Notice of hearing	479
Apr. 13	Indefinitely postponed	1036

LEGISLATIVE BILL 532 By Skarda

Jan. 31	Read first time	285
Feb. 2	Referred to Committee on Judiciary	343
Feb. 22	Notice of hearing	496
Mar. 7	Placed on General File	662
Mar. 23	Referred for review	871
Mar. 27	Placed on Select File	900
Mar. 28	Referred for engrossment	910
Mar. 29	Correctly engrossed	927
Apr. 6	Final Reading	968
Apr. 7	Correctly enrolled. Signed by President	973
Apr. 10	Presented to Governor	985
Apr. 14	Approved by Governor	1051

LEGISLATIVE BILL 533 By Skarda, Kjar

Jan. 31	Read first time	285
Feb. 2	Referred to Committee on Banking, Commerce and Insurance	343

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Mar.	16	Notice of hearing	777
Apr.	5	Placed on General File	947
May	1	Laid over	1220
May	8	Co-introducer added. Referred for review	1308
May	10	Placed on Select File	1330
May	11	Referred for engrossment	1355
May	15	Correctly engrossed	1385
May	18	Final Reading	1430
May	18	Explanation of vote	1432
May	19	Correctly enrolled. Signed by Speaker	1449
May	22	Presented to Governor	1458
May	23	Approved by Governor	1487

LEGISLATIVE BILL 534 By Skarda

Jan.	31	Read first time	285
Feb.	3	Referred to Committee on Judiciary	352
Feb.	22	Notice of hearing	496
Mar.	7	Indefinitely postponed	662

LEGISLATIVE BILL 535 By Skarda

Jan.	31	Read first time	285
Feb.	3	Referred to Committee on Agriculture	352
Mar.	8	Notice of hearing	669
Apr.	12	Indefinitely postponed	1012

LEGISLATIVE BILL 536 By Moulton, Hasebroock

Jan.	31	Read first time	285
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	352
Mar.	16	Notice of hearing	777
Apr.	12	Indefinitely postponed	1022

LEGISLATIVE BILL 537 By Jensen, Gerdes

Jan.	31	Read first time	286
Feb.	3	Referred to Committee on Government and Military Affairs	352
Feb.	16	Notice of hearing	449
Apr.	10	Indefinitely postponed	994

LEGISLATIVE BILL 538 By Jensen, Gerdes

Jan.	31	Read first time	286
Feb.	3	Referred to Committee on Government and Military Affairs	352

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Feb.	16	Notice of hearing	449
Apr.	10	Indefinitely postponed	994

LEGISLATIVE BILL 539 By Jensen, Gerdes

Jan.	31	Read first time	286
Feb.	3	Referred to Committee on Government and Military Affairs	353
Feb.	16	Notice of hearing	449
Apr.	10	Indefinitely postponed	994

LEGISLATIVE BILL 540 By Jensen, Gerdes

Jan.	31	Read first time	287
Feb.	3	Referred to Committee on Government and Military Affairs	353
Feb.	16	Notice of hearing	449
Apr.	10	Indefinitely postponed	994

LEGISLATIVE BILL 541 By Jensen, Gerdes

Jan.	31	Read first time	288
Feb.	3	Referred to Committee on Government and Military Affairs	353
Feb.	16	Notice of hearing	449
Apr.	10	Indefinitely postponed	994

LEGISLATIVE BILL 542 By Marvel, Russillo

Jan.	31	Read first time	288
Feb.	3	Referred to Committee on Public Works	353
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Education	907
Apr.	6	Notice of hearing	955
Apr.	26	Placed on General File	1173
May	16	Referred for review	1407
May	23	Placed on Select File	1477
May	24	Referred for engrossment	1493
June	2	Correctly engrossed	1569
June	7	Final Reading	1649
June	8	Correctly enrolled. Signed by President	1670
June	9	Presented to Governor	1686
June	20	Approved by Governor	1808

LEGISLATIVE BILL 543 By Moulton, Russillo

Jan.	31	Read first time	288

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Feb.	3	Referred to Committee on Labor and Public Welfare	353
Mar.	7	Notice of hearing	659
Apr.	11	Placed on General File	1006
Apr.	25	Change of order. Referred for review	1161
Apr.	27	Placed on Select File	1192
Apr.	28	Referred for engrossment	1208
May	2	Correctly engrossed	1238
May	5	Final Reading	1284
May	8	Correctly enrolled	1305
May	8	Signed by President	1306
May	9	Presented to Governor	1315
May	12	Approved by Governor	1361

LEGISLATIVE BILL 544 By Stromer, Orme, Moulton

Jan.	31	Read first time. Co-introducer added	289
Feb.	3	Referred to Committee on Revenue	353
Apr.	21	Notice of hearing	1121
June	1	Indefinitely postponed	1554

LEGISLATIVE BILL 545 By Ruhnke, McHugh

Jan.	31	Read first time	289
Feb.	3	Referred to Committee on Public Works	353
Feb.	20	Notice of hearing	478
Apr.	13	Indefinitely postponed	1036

LEGISLATIVE BILL 546 By Marvel, by request

Jan.	31	Motion. Read first time	289
Feb.	3	Referred to Committee on Revenue	353
Feb.	20	Notice of hearing	469
May	3	Indefinitely postponed	1244

LEGISLATIVE BILL 547 By Moulton, Romans

Jan.	31	Read first time	290
Feb.	3	Referred to Committee on Public Works	353
Feb.	20	Notice of hearing	478
May	19	Placed on General File	1456
June	1	Motion. Referred for review	1565
June	6	Placed on Select File	1624
June	7	Referred for engrossment	1660
June	8	Replaced on Select File	1670
June	9	Referred for engrossment	1694
June	14	Correctly engrossed	1731

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June	19	Final Reading	1786
June	20	Correctly enrolled. Signed by President	1800
June	21	Presented to Governor	1817
June	22	Approved by Governor	1878

LEGISLATIVE BILL 548 By Jensen, Orme

Jan.	31	Read first time	290
Feb.	3	Referred to Committee on Government and Military Affairs	353
Feb.	16	Notice of hearing	449
Apr.	18	Indefinitely postponed	1079

LEGISLATIVE BILL 549 By Adams, Jensen, Munnelly

Jan.	31	Read first time. Co-introducers added	290
Feb.	3	Referred to Committee on Labor and Public Welfare	353
Mar.	23	Notice of hearing	870
May	8	Indefinitely postponed. Motion	1310

LEGISLATIVE BILL 550 By Munnelly, Webb, Marvel

Jan.	31	Read first time	291
Feb.	3	Referred to Committee on Labor and Public Welfare	353
Mar.	7	Notice of hearing	659
Mar.	14	Hearing canceled	751
Mar.	14	Hearing reset	758
Apr.	6	Placed on General File	956
May	10	Referred for review	1341
May	12	Placed on Select File	1364
May	15	Referred for engrossment	1379
May	19	Correctly engrossed	1449
May	24	Final Reading	1494
May	25	Correctly enrolled. Signed by President	1517
May	31	Presented to Governor	1533
June	1	Approved by Governor	1558

LEGISLATIVE BILL 551 By Bowen, Diers, Marvel

Jan.	31	Read first time	291
Feb.	3	Referred to Committee on Public Works	353
Feb.	20	Notice of hearing	479
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	553
Apr.	26	Indefinitely postponed	1177

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LEGISLATIVE BILL 552 By McHugh

Jan.	31	Read first time	291
Feb.	3	Referred to Committee on Agriculture	353
Feb.	27	Notice of hearing	558
May	1	Indefinitely postponed	1222

LEGISLATIVE BILL 553 By McHugh

Jan.	31	Read first time	291
Feb.	3	Referred to Committee on Judiciary	353
Apr.	6	Notice of hearing	969
May	1	Indefinitely postponed	1219

LEGISLATIVE BILL 554 By Lautenschlager, Fleming, Erlewine

Jan.	31	Read first time	291
Feb.	3	Referred to Committee on Public Health and Miscellaneous Subjects	353
Feb.	23	Notice of hearing	524
Feb.	24	Hearing withdrawn. Re-referred to Committee on Agriculture	538
Mar.	8	Notice of hearing	669
May	3	Indefinitely postponed	1255

LEGISLATIVE BILL 555 By Lautenschlager

Jan.	31	Read first time	292
Feb.	3	Referred to Committee on Public Works	353
Feb.	20	Notice of hearing	478
May	19	Placed on General File	1456
June	1	Referred for review	1565
June	6	Placed on Select File	1624
June	7	Referred for engrossment	1660
June	12	Correctly engrossed	1702
June	15	Final Reading	1754
June	16	Correctly enrolled. Signed by President	1767
June	19	Presented to Governor	1781
June	21	Approved by Governor	1839

LEGISLATIVE BILL 556 By Lautenschlager

Jan.	31	Read first time	292
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	353
Feb.	20	Notice of hearing	469
Mar.	2	Placed on General File	591

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Mar.	10	Referred for review	722
Mar.	14	Placed on Select File	749
Mar.	15	Referred for engrossment	773
Mar.	17	Correctly engrossed	810
Mar.	22	Final Reading	852
Mar.	23	Correctly enrolled. Signed by President	863
Mar.	24	Presented to Governor	874
Mar.	27	Approved by Governor	891

LEGISLATIVE BILL 557 By Lautenschlager

Jan.	31	Read first time	292
Feb.	3	Referred to Committee on Revenue	353
Feb.	23	Notice of hearing	523
Apr.	25	Placed on General File	1160
May	16	Rules suspended. Withdrawn	1406

LEGISLATIVE BILL 558 By Lautenschlager

Jan.	31	Read first time	292
Feb.	3	Referred to Committee on Public Works	353
Feb.	23	Notice of hearing	516
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
Apr.	26	Indefinitely postponed	1177

LEGISLATIVE BILL 559 By Lautenschlager, Vosoba

Jan.	31	Read first time	293
Feb.	3	Referred to Committee on Judiciary	353
Feb.	22	Notice of hearing	496
Mar.	7	Placed on General File	662
Mar.	23	Motion. Laid over	871
Mar.	24	Laid over	887
Mar.	28	Referred for review	912
Mar.	30	Placed on Select File	943
Apr.	7	Referred for engrossment	977
Apr.	10	Correctly engrossed	993
Apr.	13	Final Reading	1027
Apr.	14	Correctly enrolled. Signed by President	1040
Apr.	17	Presented to Governor	1055
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 560 By Waldo, Rasmussen, Stryker

Jan.	31	Read first time	293
Feb.	3	Referred to Committee on Revenue	353

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Feb.	23	Notice of hearing	524
June	1	Placed on General File	1554
June	9	Indefinitely postponed	1699

LEGISLATIVE BILL 561 By Waldo, Gerdes, Stryker

Jan.	31	Read first time	293
Feb.	3	Referred to Committee on Revenue	353
Feb.	23	Notice of hearing	523
June	1	Indefinitely postponed	1554

LEGISLATIVE BILL 562 By Waldo, Knight, Staubitz

Jan.	31	Read first time	293
Feb.	3	Referred to Committee on Public Health and Miscellaneous Subjects	353
Feb.	23	Notice of hearing	524
Apr.	12	Indefinitely postponed	1018

LEGISLATIVE BILL 563 By Waldo, Knight, Staubitz

Jan.	31	Read first time	293
Feb.	3	Referred to Committee on Public Health and Miscellaneous Subjects	353
Feb.	23	Notice of hearing	524
Apr.	12	Indefinitely postponed	1018

LEGISLATIVE BILL 564 By Munnelly, Skarda

Jan.	31	Read first time	294
Feb.	3	Referred to Committee on Labor and Public Welfare	353
Mar.	7	Notice of hearing	659
May	15	Indefinitely postponed	1375

LEGISLATIVE BILL 565 By Brandt, Orme

Jan.	31	Read first time	294
Feb.	3	Referred to Committee on Revenue	353
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Judiciary	907
Mar.	29	Notice of hearing	928
Apr.	10	Placed on General File	994
May	10	Considered. Laid over	1342
May	17	Referred for review. Explanation of vote	1423
May	24	Placed on Select File	1493

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May	25	Referred for engrossment	1522
June	5	Correctly engrossed	1607
June	8	Final Reading	1678
June	9	Correctly enrolled. Signed by President	1688
June	12	Presented to Governor	1700
June	14	Approved by Governor	1745

LEGISLATIVE BILL 566 By Brandt, McHugh

Jan.	31	Read first time	294
Feb.	3	Referred to Committee on Public Works	353
Mar.	27	Motion. Laid over	896
Mar.	28	Re-referred to Committee on Agriculture	907
Mar.	30	Notice of hearing	940
May	11	Placed on General File	1358
May	15	Request. Laid over	1391
May	16	Withdrawn	1406

LEGISLATIVE BILL 567 By Burbach, Stromer, Rasmussen

Jan.	31	Read first time	294
Feb.	3	Referred to Committee on Revenue	353
Feb.	16	Notice of hearing	452
June	2	Placed on General File	1531
June	8	Change of order	1634
June	15	Considered	1764
June	15	Indefinitely postponed	1765

LEGISLATIVE BILL 568 By Munnelly, McCosh, Kjar

Jan.	31	Read first time	295
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	353
Feb.	20	Notice of hearing	469
Mar.	2	Placed on General File	591
Mar.	14	Referred for review	760
Mar.	16	Placed on Select File	778
Mar.	17	Referred for engrossment	795
Mar.	22	Replaced on Select File	844
Mar.	23	Referred for engrossment	867
Mar.	24	Replaced on Select File	874
Mar.	27	Referred for engrossment	899
Mar.	28	Correctly engrossed	907
Apr.	5	Final Reading	951
Apr.	6	Correctly enrolled. Signed by Speaker	959
Apr.	7	Presented to Governor	973
Apr.	11	Approved by Governor	999

LEGISLATIVE BILL 569 By Munnelly, McCosh, Kjar

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Jan.	31	Read first time	295
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	353
Feb.	20	Notice of hearing	469
Mar.	2	Placed on General File	591
Mar.	10	Considered. Laid over	723
Mar.	14	Referred for review	759
Mar.	16	Placed on Select File	778
Mar.	17	Referred for engrossment	795
Mar.	21	Replaced on Select File	838
Mar.	22	Referred for engrossment	855
Mar.	24	Correctly engrossed	878
Mar.	29	Final Reading	924
Mar.	30	Correctly enrolled. Signed by President	932
Apr.	5	Presented to Governor	946
Apr.	5	Approved by Governor	945

LEGISLATIVE BILL 570 By Hasebroock, Moulton, Gerhart

Jan.	31	Read first time	296
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	353
Apr.	6	Notice of hearing	970
Apr.	27	Indefinitely postponed	1186

LEGISLATIVE BILL 571 By Orme, Knight, Staubitz

Jan.	31	Read first time. Co-introducer added	296
Feb.	3	Referred to Committee on Revenue	353
Apr.	21	Notice of hearing	1121
June	1	Indefinitely postponed	1543
June	1	Motion. Laid over	1564
June	16	Motion withdrawn	1780

LEGISLATIVE BILL 572 By Staubitz, Jensen, Kjar

Jan.	31	Read first time	296
Feb.	3	Referred to Committee on Agriculture	353
Mar.	24	Notice of hearing	874
May	1	Indefinitely postponed	1222
May	3	Motion	1243

LEGISLATIVE BILL 573 By Skarda

Jan.	31	Read first time	297
Feb.	3	Referred to Committee on Revenue	353

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Feb.	23	Notice of hearing	523
Mar.	30	Indefinitely postponed	943

LEGISLATIVE BILL 574 By Vosoba, Russillo, Claussen

Jan.	31	Read first time	297
Feb.	13	Referred to Committee on Public Works	353
Feb.	20	Notice of hearing	478
Apr.	12	Placed on General File	1018
May	11	Considered. Laid over	1358
May	15	Considered. Laid over	1385
May	16	Laid over	1405
May	19	Laid over	1454
May	22	Considered. Laid over	1473
May	24	Motion. Referred for review	1503
June	5	Placed on Select File	1606
June	6	Referred for engrossment	1636
June	9	Correctly engrossed	1688
June	14	Final Reading	1739
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	21	Approved by Governor	1839

LEGISLATIVE BILL 575 By Vosoba, Bowen, Claussen

Jan.	31	Read first time	297
Feb.	3	Referred to Committee on Revenue	353
Feb.	23	Notice of hearing	523
June	1	Indefinitely postponed	1560
June	2	Motion. Laid over	1583
June	27	Motion lost	1917

LEGISLATIVE BILL 576 By Vosoba, Claussen

Jan.	31	Read first time	297
Feb.	3	Referred to Committee on Public Health and Miscellaneous Subjects	353
Feb.	23	Notice of hearing	524
Mar.	21	Indefinitely postponed	826

LEGISLATIVE BILL 577 By McHugh

Jan.	31	Read first time	298
Feb.	3	Referred to Committee on Agriculture	353
Mar.	8	Notice of hearing	669
Apr.	14	Indefinitely postponed	1053

LEGISLATIVE BILL 578 By Bridenbaugh, Moulton, Marvel

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Jan.	31	Read first time	298
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	353
Feb.	20	Notice of hearing	469
Feb.	27	Hearing withdrawn	557
Feb.	27	Hearing re-set	558
Apr.	26	Placed on General File	1174
May	15	Change of order	1388
May	18	Bracketed	1439
June	7	Special order	1642
June	7	Laid over	1659
June	8	Motion. Referred for review	1681
June	12	Placed on Select File	1701
June	13	Considered. Laid over	1719
June	16	Bracketed	1768
June	27	Considered. Laid over	1914, 1915
June	28	Referred for engrossment	1944
June	29	Replaced on Select File	1953
June	29	Rules suspended. Considered. Referred for engrossment	1957, 1958
June	30	Correctly engrossed	1975
July	7	Change of order	2005
July	7	Final Reading	2007
July	7	Correctly enrolled. Signed by President	2017
July	8	Presented to Governor	2029
		Approved by Governor	2037

LEGISLATIVE BILL 579 By Orme, Brandt

Jan.	31	Read first time	298
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	353
Feb.	20	Notice of hearing	469
Mar.	8	Placed on General File	686
Mar.	24	Laid over	888
Mar.	30	Referred for review	937
Apr.	6	Placed on Select File	957
Apr.	7	Referred for engrossment	978
Apr.	10	Replaced on Select File	993
Apr.	11	Referred for engrossment	1001
Apr.	12	Correctly engrossed	1013
Apr.	17	Final Reading	1057
Apr.	18	Correctly enrolled. Signed by President	1072
Apr.	19	Presented to Governor	1081
Apr.	19	Approved by Governor	1090

LEGISLATIVE BILL 580 By Gerhart, McHugh, Knight

			Page
Jan.	31	Read first time	298
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	353
Apr.	26	Notice of hearing	1177
May	12	Placed on General File	1371
May	18	Referred for review	1443
June	1	Placed on Select File	1544
June	2	Referred for engrossment	1577
June	7	Correctly engrossed	1646
June	12	Final Reading	1705
June	13	Correctly enrolled. Signed by President	1717
June	14	Presented to Governor	1728
June	20	Approved by Governor	1808

LEGISLATIVE BILL 581 By Brandt, Russillo, Syas

Jan.	31	Read first time	298
Feb.	3	Referred to Committee on Budget	353
Apr.	18	Notice of hearing	1073
May	8	Placed on General File	1304
May	8	Change of order	1313
May	8	Laid over	1314
May	9	Referred for review	1328
May	11	Placed on Select File	1347
May	12	Referred for engrossment	1367
May	15	Correctly engrossed	1385
May	18	Final Reading	1433
May	19	Correctly enrolled. Signed by Speaker	1449
May	22	Presented to Governor	1458
May	23	Approved by Governor	1487

LEGISLATIVE BILL 582 By Orme, Adamson, Hasebroock

Jan.	31	Read first time	299
Feb.	3	Referred to Committee on Agriculture	353
Mar.	8	Notice of hearing	669
Apr.	13	Placed on General File	1032
May	8	Change of order	1298
May	8	Indefinitely postponed	1313
May	9	Motion	1329
June	13	Motion withdrawn	1723

LEGISLATIVE BILL 583 By Waldo

Jan.	31	Read first time	299
Feb.	3	Referred to Committee on Public Works	353

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Feb. 20	Notice of hearing	478
Apr. 13	Indefinitely postponed	1036

LEGISLATIVE BILL 584 By Waldo, Wylie, Stalder

Jan. 31	Read first time	299
Feb. 3	Referred to Committee on Public Health and Miscellaneous Subjects	353
Feb. 24	Notice of hearing	524
Mar. 23	Indefinitely postponed	870

LEGISLATIVE BILL 585 By Waldo, McCosh

Jan. 31	Read first time	299
Feb. 3	Referred to Committee on Agriculture	354
Mar. 2	Notice of hearing	594
Apr. 13	Placed on General File	1035
May 8	Change of order	1298
May 8	Referred for review	1312
May 11	Placed on Select File	1346
May 12	Referred for engrossment	1367
May 18	Replaced on Select File	1426
May 19	Referred for engrossment	1453
May 23	Correctly engrossed	1479
May 25	Final Reading	1525
May 31	Correctly enrolled. Signed by President	1540
June 1	Presented to Governor	1543
June 8	Approved by Governor	1667

LEGISLATIVE BILL 586 By Waldo, Rasmussen, Erlewine

Jan. 31	Read first time	300
Feb. 3	Referred to Committee on Agriculture	354
Mar. 8	Notice of hearing	669
June 5	Indefinitely postponed	1615

LEGISLATIVE BILL 587 By Craft

Jan. 31	Read first time	300
Feb. 3	Referred to Committee on Agriculture	354
Mar. 2	Notice of hearing	594
Apr. 12	Indefinitely postponed	1012

LEGISLATIVE BILL 588 By Munnelly, Bowen

Jan. 31	Read first time	300
Feb. 3	Referred to Committee on Banking, Commerce and Insurance	354

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Mar.	8	Notice of hearing	684
Mar.	28	Placed on General File	904
Apr.	25	Referred for review	1166
Apr.	28	Placed on Select File	1205
May	1	Referred for engrossment	1215
May	4	Replaced on Select File	1261
May	5	Referred for engrossment	1239
May	8	Correctly engrossed	1316
May	12	Final Reading	1336
May	15	Correctly enrolled. Signed by President	1335
May	16	Presented to Governor	1392
May	19	Approved by Governor	1456

LEGISLATIVE BILL 589 By Munnelly, Bowen

Jan.	31	Read first time	300
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	354
Mar.	16	Notice of hearing	777
Mar.	28	Placed on General File	904
Apr.	27	Referred for review	1193
May	1	Placed on Select File	1216
May	2	Referred for engrossment	1239
May	3	Replaced on Select File	1246
May	4	Referred for engrossment	1273
May	5	Correctly engrossed	1288
May	10	Final Reading	1337
May	11	Correctly enrolled	1347
May	11	Signed by President	1348
May	12	Presented to Governor	1361
May	16	Approved by Governor	1407

LEGISLATIVE BILL 590 By Knight, McHugh, Diers

Jan.	31	Read first time	301
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	354
Feb.	27	Notice of hearing	558
Mar.	16	Placed on General File	777
Apr.	10	Change of order	992
Apr.	11	Considered	1003
Apr.	13	Laid over	1033
Apr.	19	Laid over	1091
May	1	Laid over	1215
May	8	Request. Laid over	1308
May	9	Withdrawn	1323

LEGISLATIVE BILL 591 By Syas, Skarda, Munnelly

			Page
Jan.	31	Read first time. Co-introducers added	301
Feb.	3	Referred to Committee on Revenue	354
Apr.	21	Notice of hearing	1121
June	1	Indefinitely postponed	1560

LEGISLATIVE BILL 592 By Romans

Jan.	31	Read first time	301
Feb.	3	Referred to Committee on Government and Military Affairs	354
Feb.	16	Notice of hearing	448
Mar.	14	Indefinitely postponed	753

LEGISLATIVE BILL 593 By Munnelly

Jan.	31	Read first time	302
Feb.	3	Referred to Committee on Public Works	354
Mar.	27	Motion. Laid over	896
Mar.	28	Re-referred to Committee on Education	907
Apr.	6	Notice of hearing	955
Apr.	19	Placed on General File	1091
May	12	Referred for review	1370
May	18	Placed on Select File	1425
May	19	Referred for engrossment	1452
May	24	Replaced on Select File	1493
May	25	Referred for engrossment	1522
June	5	Correctly engrossed	1607
June	8	Final Reading	1678
June	9	Correctly enrolled. Signed by President	1688
June	12	Presented to Governor	1700
June	14	Approved by Governor	1745

LEGISLATIVE BILL 594 By Munnelly

Jan.	31	Read first time	302
Feb.	3	Referred to Committee on Public Works	354
Mar.	27	Motion. Laid over	896
Mar.	28	Re-referred to Committee on Judiciary	907
Apr.	11	Notice of hearing	1005
May	4	Placed on General File	1275
May	18	Considered. Laid over	1442
June	2	Laid over	1578
June	6	Referred for review	1640
June	8	Placed on Select File	1669

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June	9	Referred for engrossment	1692
June	14	Correctly engrossed	1731
June	19	Laid over	1734
June	20	Laid over	1802
June	22	Failed on Final Reading	1870

LEGISLATIVE BILL 595 By Munnelly

Jan.	31	Read first time	302
Feb.	3	Referred to Committee on Public Works	354
Mar.	27	Motion. Laid over	896
Mar.	28	Re-referred to Committee on Judiciary	907
Apr.	11	Notice of hearing	1005
May	4	Placed on General File	1275
May	18	Referred for review	1442
May	31	Placed on Select File	1539
June	1	Referred for engrossment. Request. Laid over	1553
June	2	Withdrawn	1575

LEGISLATIVE BILL 596 By Jensen, Orme, Marvel

Jan.	31	Read first time. Co-introducer added	302
Feb.	3	Referred to Committee on Education	354
Feb.	16	Notice of hearing	452
Apr.	5	Indefinitely postponed	949
Apr.	6	Motion. Laid over	961
June	29	Motion withdrawn	1957

LEGISLATIVE BILL 597 By Jensen, Stryker

Jan.	31	Read first time	302
Feb.	3	Referred to Committee on Revenue	354
Feb.	27	Notice of hearing	523
Mar.	30	Placed on General File	941
Apr.	21	Referred for review	1116
Apr.	25	Placed on Select File	1163
Apr.	26	Referred for engrossment	1175
Apr.	28	Correctly engrossed	1207
May	4	Final Reading	1265
May	5	Correctly enrolled	1283
May	5	Signed by Speaker	1289
May	8	Presented to Governor	1304
May	12	Approved by Governor	1361

LEGISLATIVE BILL 598 By Romans, Moulton

Jan.	31	Read first time	303
Feb.	3	Referred to Committee on Revenue	354

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Feb.	23	Notice of hearing	523
May	2	Indefinitely postponed	1242
May	5	Motion. Laid over	1295
May	25	Motion lost	1528

LEGISLATIVE BILL 599 By Erlewine, McHugh

Jan.	31	Read first time	303
Feb.	3	Referred to Committee on Public Works	354
Mar.	2	Notice of hearing	591
June	1	Indefinitely postponed	1560

LEGISLATIVE BILL 600 By Burbach

Jan.	31	Read first time	303
Feb.	3	Referred to Committee on Revenue	354
Feb.	23	Notice of hearing	523
Mar.	30	Placed on General File	941
Apr.	27	Referred for review	1197
May	1	Placed on Select File	1217
May	2	Referred for engrossment	1239
May	4	Correctly engrossed	1261
May	9	Final Reading	1318
May	10	Correctly enrolled. Signed by President	1331
May	11	Presented to Governor	1345
May	16	Approved by Governor	1407

LEGISLATIVE BILL 601 By Moulton

Jan.	31	Read first time	303
Feb.	3	Referred to Committee on Agriculture	354
Mar.	27	Motion. Laid over	895
Mar.	28	Re-referred to Committee on Revenue	907
Apr.	21	Notice of hearing	1120
May	17	Indefinitely postponed	1423
May	22	Motion	1466
June	12	Motion withdrawn	1708

LEGISLATIVE BILL 602 By Russillo

Jan.	31	Read first time	303
Feb.	3	Referred to Committee on Judiciary	354
Mar.	1	Notice of hearing	583
Mar.	13	Indefinitely postponed	726

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LEGISLATIVE BILL 603 By Brandt

Jan.	31	Read first time	304
Feb.	3	Referred to Committee on Education	354
Feb.	23	Notice of hearing	524
Mar.	22	Placed on General File	856
Apr.	21	Referred for review	1117
Apr.	25	Placed on Select File	1163
Apr.	26	Referred for engrossment	1175
Apr.	28	Correctly engrossed	1207
May	4	Final Reading	1267
May	5	Correctly enrolled	1288
May	5	Signed by Speaker	1289
May	8	Presented to Governor	1304
May	12	Approved by Governor	1361

LEGISLATIVE BILL 604 By Kjar, Burbach

Jan.	31	Read first time	304
Feb.	3	Referred to Committee on Revenue	354
Feb.	24	Notice of hearing	528
May	15	Placed on General File	1385
May	23	Referred for review	1488
June	5	Placed on Select File	1605
June	6	Referred for engrossment	1635
June	9	Correctly engrossed	1688
June	14	Final Reading	1739
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	21	Approved by Governor	1839

LEGISLATIVE BILL 605 By Stryker, Brandt, Waldo

Jan.	31	Read first time	304
Feb.	3	Referred to Committee on Public Works	354
Feb.	22	Notice of hearing	504
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
May	24	Placed on General File	1489
June	2	Referred for review	1579
June	6	Placed on Select File	1625
June	7	Referred for engrossment	1660
June	12	Correctly engrossed	1702
June	15	Final Reading	1756
June	16	Correctly enrolled. Signed by President	1767
June	19	Presented to Governor	1781
June	19	Approved by Governor	1839

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LEGISLATIVE BILL 606 By Stryker, Brandt, Waldo

Jan.	31	Read first time	305
Feb.	3	Referred to Committee on Public Works	354
Feb.	22	Notice of hearing	504
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
June	1	Indefinitely postponed	1560
June	2	Motion	1582

LEGISLATIVE BILL 607 By Brandt

Jan.	31	Read first time	305
Feb.	3	Referred to Committee on Government and Military Affairs	354
Mar.	8	Notice of hearing	683
May	9	Indefinitely postponed	1321

LEGISLATIVE BILL 608 By Knight, Gerhart, Bowen

Jan.	31	Read first time	305
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	354
Feb.	27	Notice of hearing	558
Mar.	16	Placed on General File	777
Apr.	13	Considered. Laid over	1034
Apr.	20	Considered. Laid over	1099
Apr.	25	Referred for review	1160
Apr.	27	Placed on Select File	1191
Apr.	28	Referred for engrossment	1208
May	2	Correctly engrossed	1238
May	5	Final Reading	1283
May	8	Correctly enrolled	1305
May	8	Signed by President	1306
May	9	Presented to Governor	1315
May	12	Approved by Governor	1361

LEGISLATIVE BILL 609 By Klaver, Russillo, Munnelly

Jan.	31	Read first time. Co-introducers added	306
Feb.	3	Referred to Committee on Public Health and Miscellaneous Subjects	354
Feb.	23	Notice of hearing	524
Mar.	23	Placed on General File	870
Apr.	21	Referred for review	1118
Apr.	26	Placed on Select File	1179

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Apr.	27	Referred for engrossment	1188
May	1	Correctly engrossed	1217
May	4	Final Reading	1269
May	5	Correctly enrolled	1288
May	5	Signed by Speaker	1289
May	8	Presented to Governor	1304
May	12	Approved by Governor	1361

LEGISLATIVE BILL 610 By Munnelly, Moulton

Jan.	31	Read first time	308
Feb.	3	Referred to Committee on Public Works	354
Mar.	27	Motion. Laid over	896
Mar.	28	Re-referred to Committee on Public Health and Miscellaneous Subjects	907
Mar.	29	Notice of hearing	929
Apr.	25	Placed on General File	1154
May	15	Referred for review	1391
May	23	Placed on Select File	1477
May	24	Referred for engrossment	1498
June	2	Correctly engrossed	1569
June	7	Final Reading	1648
June	8	Correctly enrolled. Signed by President	1670
June	9	Presented to Governor	1686
June	20	Approved by Governor	1808

LEGISLATIVE BILL 611 By Romans, Gerhart, Bridenbaugh

Jan.	31	Read first time	308
Feb.	3	Referred to Committee on Revenue	354
Feb.	9	Re-referred to Committee on Labor and Public Welfare	394
Mar.	7	Notice of hearing	659
Apr.	21	Indefinitely postponed	1110

LEGISLATIVE BILL 612 By Romans, Gerhart, Bridenbaugh

Jan.	31	Read first time	308
Feb.	3	Referred to Committee on Labor and Public Welfare	354
Mar.	7	Notice of hearing	659
May	24	Indefinitely postponed	1489

LEGISLATIVE BILL 613 By Claussen, Hasebroock

Jan.	31	Read first time	308
Feb.	3	Referred to Committee on Public Works	354

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Feb.	22	Notice of hearing	504
Feb.	27	Hearing canceled	557
Feb.	27	Notice of hearing	558
June	1	Indefinitely postponed	1560
June	6	Motion	1638
June	7	Motion lost	1664

LEGISLATIVE BILL 614 By Gerdes, Rasmussen, Russillo

Jan.	31	Read first time	309
Feb.	3	Referred to Committee on Government and Military Affairs	354
Apr.	7	Notice of hearing	979
May	9	Indefinitely postponed	1321

LEGISLATIVE BILL 615 By Romans

Jan.	31	Read first time	310
Feb.	3	Referred to Committee on Labor and Public Welfare	354
Mar.	7	Notice of hearing	659
Apr.	5	Placed on General File	946
May	1	Referred for review	1219
May	3	Placed on Select File	1245
May	4	Referred for engrossment	1273
May	8	Correctly engrossed	1305
May	11	Final Reading	1351
May	12	Correctly enrolled. Signed by President	1365
May	15	Presented to Governor	1375
May	19	Approved by Governor	1456

LEGISLATIVE BILL 616 By Jensen, Burbach

Jan.	31	Read first time	310
Feb.	3	Referred to Committee on Revenue	354
Feb.	23	Notice of hearing	523
June	19	Placed on General File. Statement	1798
June	22	Read	1844
June	27	Request. Laid over	1915
June	28	Withdrawn	1942

LEGISLATIVE BILL 617 By Munnelly, Bowen

Jan.	31	Read first time	310
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	354

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Apr.	28	Notice of hearing	1199
May	11	Indefinitely postponed	1349

LEGISLATIVE BILL 618 By Munnelly, Bowen

Jan.	31	Read first time	310
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	354
Apr.	10	Notice of hearing	992
Apr.	24	Placed on General File	1131
May	15	Referred for review	1389
May	22	Placed on Select File	1459
May	23	Referred for engrossment	1484
June	1	Correctly engrossed	1545
June	6	Final Reading	1631
June	7	Correctly enrolled. Signed by President	1646
June	8	Presented to Governor	1668
June	14	Approved by Governor	1745

LEGISLATIVE BILL 619 By Staubitz, Thompson, Kjar

Jan.	31	Read first time	311
Feb.	3	Referred to Committee on Public Works	354
Mar.	27	Motion. Laid over	896
Mar.	28	Re-referred to Committee on Judiciary	907
Mar.	29	Notice of hearing	928
Apr.	10	Placed on General File	994
May	10	Referred for review	1344
May	12	Placed on Select File	1364
May	15	Referred for engrossment	1379
May	19	Correctly engrossed	1449
May	24	Final Reading	1495
May	25	Correctly enrolled. Signed by President	1517
May	31	Presented to Governor	1533
June	1	Approved by Governor	1558

LEGISLATIVE BILL 620 By Waldo, Bowen

Jan.	31	Read first time	311
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	354
Mar.	16	Notice of hearing	777
Apr.	5	Placed on General File	947
May	1	Referred for review	1220
May	3	Placed on Select File	1245
May	4	Referred for engrossment	1273

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May	8	Correctly engrossed	1305
May	11	Final Reading	1352
May	12	Correctly enrolled. Signed by President	1365
May	15	Presented to Governor	1375
May	19	Approved by Governor	1456

LEGISLATIVE BILL 621 By Craft, Munnelly

Jan.	31	Read first time	311
Feb.	3	Referred to Committee on Labor and Public Welfare	354
Mar.	7	Notice of hearing	659
May	24	Indefinitely postponed	1489

LEGISLATIVE BILL 622 By Romans

Jan.	31	Read first time	311
Feb.	3	Referred to Committee on Public Works	354
Apr.	19	Re-referred to Committee on Labor and Public Welfare	1086
Apr.	27	Notice of hearing	1196
May	4	Placed on General File	1274
May	18	Change of order. Referred for review	1441
May	25	Placed on Select File	1516
May	25	Laid over	1526
June	1	Referred for engrossment	1551
June	6	Correctly engrossed	1626
June	9	Laid over	1688
June	9	Returned to Select File	1691
June	9	Laid over	1692
June	12	Referred for re-engrossment	1706
June	13	Replaced on Select File	1716
June	14	Referred for re-engrossment	1742
June	15	Correctly re-engrossed	1752
June	20	Final Reading	1806
June	21	Correctly enrolled. Signed by President	1832
June	22	Presented to Governor	1841
June	22	Returned by Governor without his signature. Message	1878
June	23	Passed notwithstanding the objections of the Governor	1889
June	23	Delivered to Secretary of State	1897

LEGISLATIVE BILL 623 By Jensen, Fleming, Webb

Jan.	31	Read first time	312

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Feb.	3	Referred to Committee on Labor and Public Welfare	354
Mar.	7	Notice of hearing	659
Apr.	20	Placed on General File	1106
May	15	Considered. Laid over	1387
May	17	Considered. Laid over	1418
May	22	Considered. Laid over	1468
June	7	Considered. Laid over	1664
June	8	Referred for review	1682
June	12	Placed on Select File	1702
June	13	Referred for engrossment	1719
June	15	Replaced on Select File	1751
June	16	Referred for engrossment	1769
June	20	Correctly engrossed	1799
June	23	Final Reading	1887
June	26	Correctly enrolled	1901
June	27	Signed by Speaker	1913
June	28	Presented to Governor	1922
July	5	Approved by Governor	1978

LEGISLATIVE BILL 624 By Stromer, Orme, Knight

Jan.	31	Read first time	312
Feb.	3	Referred to Committee on Government and Military Affairs	354
Mar.	8	Notice of hearing	683
Apr.	21	Placed on General File	1121
May	15	Referred for review	1389
May	22	Placed on Select File	1459
May	23	Referred for engrossment	1484
June	1	Correctly engrossed	1545
June	6	Final Reading	1630
June	7	Correctly enrolled. Signed by President	1646
June	8	Presented to Governor	1668
June	14	Approved by Governor	1745

LEGISLATIVE BILL 625 By Orme, Klaver

Jan.	31	Read first time	312
Feb.	3	Referred to Committee on Labor and Public Welfare	354
Mar.	7	Notice of hearing	659
May	31	Placed on General File	1533
June	7	Referred for review	1665
June	9	Placed on Select File	1687
June	12	Referred for engrossment	1707

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June	14	Correctly engrossed	1731
June	19	Final Reading	1787
June	20	Correctly enrolled. Signed by President	1800
June	21	Presented to Governor	1817
June	22	Approved by Governor	1878

LEGISLATIVE BILL 626 By Gerhart, Lautenschlager, Hasebroock

Jan.	31	Read first time	312
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	354
Mar.	8	Notice of hearing	684
Mar.	28	Indefinitely postponed	904

LEGISLATIVE BILL 627 By Moulton, Rasmussen

Jan.	31	Read first time	313
Feb.	3	Referred to Committee on Public Health and Miscellaneous Subjects	354
Feb.	23	Notice of hearing	524
Mar.	28	Placed on General File	916
Apr.	27	Referred for review	1193
May	2	Placed on Select File	1234
May	3	Referred for engrossment	1251
May	8	Replaced on Select File	1305
May	9	Referred for engrossment	1321
May	11	Correctly engrossed	1347
May	16	Final Reading	1397
May	17	Correctly enrolled	1414
May	17	Signed by President	1415
May	18	Presented to Governor	1425
May	24	Approved by Governor	1498

LEGISLATIVE BILL 628 By Webb, Forrester

Jan.	31	Read first time	313
Feb.	3	Referred to Committee on Revenue	354
Feb.	23	Notice of hearing	524
June	1	Indefinitely postponed	1560

LEGISLATIVE BILL 629 By Adams

Jan.	31	Read first time	313
Feb.	3	Referred to Committee on Labor and Public Welfare	354
Mar.	7	Notice of hearing	659
May	12	Indefinitely postponed	1371

LEGISLATIVE BILL 630 By Jensen, Moulton

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Jan.	31	Read first time	313
Feb.	3	Referred to Committee on Government and Military Affairs	354
Mar.	8	Notice of hearing	683
Apr.	18	Indefinitely postponed	1069

LEGISLATIVE BILL 631 By Hasebroock, Rasmussen

Jan.	31	Read first time	314
Feb.	3	Referred to Committee on Education	355
Feb.	23	Notice of hearing	524
Mar.	22	Indefinitely postponed	859

LEGISLATIVE BILL 632 By Orme, Knight

Jan.	31	Read first time	314
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	355
Mar.	22	Notice of hearing	856
Apr.	7	Placed on General File	979
May	9	Referred for review	1329
May	12	Placed on Select File	1363
May	15	Referred for engrossment	1378
May	18	Correctly engrossed	1428
May	23	Final Reading	1480
May	24	Correctly enrolled. Signed by President	1493
May	25	Presented to Governor	1511
May	31	Approved by Governor	1532

LEGISLATIVE BILL 633 By Claussen, Hasebroock, Moulton

Jan.	31	Read first time	314
Feb.	3	Referred to Committee on Public Works	355
Feb.	20	Notice of hearing	479
Apr.	13	Indefinitely postponed	1036

LEGISLATIVE BILL 634 By Claussen, Hasebroock, Moulton

Jan.	31	Read first time	314
Feb.	3	Referred to Committee on Public Works	355
Feb.	20	Notice of hearing	479
May	1	Placed on General File	1222
May	17	Referred for review	1422
May	24	Placed on Select File	1492
May	25	Referred for engrossment	1522

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June	5	Correctly engrossed	1607
June	8	Final Reading	1676
June	9	Correctly enrolled. Signed by President	1688
June	12	Presented to Governor	1700
June	14	Approved by Governor	1745

LEGISLATIVE BILL 635 By Knight, Stromer, Syas

Jan.	31	Read first time	315
Feb.	3	Referred to Committee on Public Works	355
Apr.	19	Notice of hearing	1081
Apr.	19	Re-referred to Committee on Public Health and Miscellaneous Subjects	1086
May	17	Placed on General File	1420
May	24	Considered	1510
May	25	Change of order	1530
June	1	Referred for review	1564
June	13	Placed on Select File	1715
June	14	Referred for engrossment	1742
June	19	Correctly engrossed	1781
June	22	Final Reading	1872
June	23	Correctly enrolled	1884
June	26	Signed by Speaker	1901
June	26	Presented to Governor	1906
July	5	Approved by Governor	1978

LEGISLATIVE BILL 636 By Syas, Russillo

Jan.	31	Read first time	315
Feb.	3	Referred to Committee on Revenue	355
Feb.	24	Notice of hearing	528
Apr.	6	Hearing withdrawn	961
Apr.	20	Request. Laid over	1092
Apr.	21	Withdrawn	1112

LEGISLATIVE BILL 637 By Syas

Jan.	31	Read first time	315
Feb.	3	Referred to Committee on Judiciary	355
Mar.	1	Notice of hearing	583
Mar.	13	Placed on General File	726
Apr.	12	Considered. Laid over	1016
Apr.	13	Laid over	1032
Apr.	20	Referred for review	1099
Apr.	24	Placed on Select File	1136
Apr.	25	Referred for engrossment	1159

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Apr.	27	Correctly engrossed	1192
May	2	Final Reading	1227
May	3	Correctly enrolled	1246
May	3	Signed by President	1247
May	4	Presented to Governor	1256
May	8	Approved by Governor	1303

LEGISLATIVE BILL 638 By Syas, Vosoba

Jan.	31	Read first time	315
Feb.	3	Referred to Committee on Government and Military Affairs	355
Feb.	23	Notice of hearing	516
Mar.	27	Placed on General File	893
Apr.	21	Referred for review	1121
Apr.	26	Placed on Select File	1180
Apr.	27	Referred for engrossment	1189
May	2	Correctly engrossed	1238
May	5	Final Reading	1282
May	8	Correctly enrolled	1305
May	8	Signed by President	1306
May	9	Presented to Governor	1315
May	12	Approved by Governor	1361

LEGISLATIVE BILL 639 By Waldo, McHugh

Jan.	31	Read first time	315
Feb.	3	Referred to Committee on Public Health and Miscellaneous Subjects	355
Feb.	23	Notice of hearing	524
Mar.	28	Indefinitely postponed	916

LEGISLATIVE BILL 640 By Waldo

Jan.	31	Read first time	316
Feb.	3	Referred to Committee on Public Health and Miscellaneous Subjects	355
Feb.	23	Notice of hearing	524
Apr.	25	Placed on General File	1153
May	15	Considered. Laid over	1390
May	17	Considered. Laid over	1419
May	17	Referred for review	1422
May	25	Placed on Select File	1513
June	1	Referred for engrossment	1552
June	6	Replaced on Select File	1625
June	7	Referred for engrossment	1660

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June	13	Correctly engrossed	1716
June	16	Final Reading	1770
June	19	Correctly enrolled	1781
June	19	Signed by Speaker	1782
June	20	Presented to Governor	1799
June	22	Approved by Governor	1878

LEGISLATIVE BILL 641 By Jensen

Jan.	31	Read first time	316
Feb.	3	Referred to Committee on Public Works	355
Mar.	27	Motion. Laid over	896
Mar.	28	Re-referred to Committee on Agriculture	907
Mar.	30	Notice of hearing	940
Apr.	5	Hearing withdrawn	951
Apr.	5	Notice of hearing	953
June	5	Placed on General File	1615
June	8	Change of order	1684
June	13	Laid over	1727
June	15	Indefinitely postponed	1759

LEGISLATIVE BILL 642 By Klaver

Jan.	31	Read first time	316
Feb.	1	Co-introducers added	331
Feb.	3	Referred to Committee on Labor and Public Welfare	355
Mar.	7	Notice of hearing	659
May	24	Indefinitely postponed	1507
May	24	Motion. Laid over	1508
June	5	Special order	1619
June	6	Placed on General File	1637
June	8	Change of order	1684
June	14	Considered	1742
June	14	Motion. Referred for review	1747
June	16	Placed on Select File	1767
June	19	Laid over	1789
June	20	Returned to General File	1808
June	20	Indefinitely postponed	1812

LEGISLATIVE BILL 643 By Skarda

Jan.	31	Read first time	316
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	355
Apr.	26	Notice of hearing	1177
June	12	Indefinitely postponed	1713

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LEGISLATIVE BILL 644 By Brandt, Stalder

Jan.	31	Read first time	316
Feb.	3	Referred to Committee on Government and Military Affairs	355
Feb.	16	Notice of hearing	448
Mar.	14	Indefinitely postponed	753

LEGISLATIVE BILL 645 By Russillo, Gerdes, Peck

Jan.	31	Read first time	316
Feb.	3	Referred to Committee on Revenue	355
Feb.	16	Notice of hearing	452
Apr.	27	Indefinitely postponed	1196

LEGISLATIVE BILL 646 By Russillo, Peck, Gerdes

Jan.	31	Read first time	317
Feb.	3	Referred to Committee on Revenue	355
Feb.	16	Notice of hearing	452
Mar.	20	Placed on General File	825
Apr.	20	Considered. Laid over	1103
Apr.	25	Laid over	1165
Apr.	27	Laid over	1193
May	4	Laid over	1276
May	5	Motion. Withdrawn	1292

LEGISLATIVE BILL 647 By Munnelly, McCosh, Kjar

Jan.	31	Read first time	317
Jan.	31	Co-introducers added	313
Feb.	3	Referred to Committee on Government and Military Affairs	355
Mar.	8	Notice of hearing	683
Apr.	7	Hearing withdrawn	983
Apr.	28	Notice of hearing	1204
May	18	Indefinitely postponed	1441

LEGISLATIVE BILL 648 By Syas

Jan.	31	Read first time	313
Feb.	3	Referred to Committee on Labor and Public Welfare	355
Feb.	17	Notice of hearing	466
Mar.	10	Placed on General File	723
Apr.	10	Change of order	992
Apr.	10	Referred for review	997

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Apr. 17	Placed on Select File	1062
Apr. 18	Referred for engrossment	1074
Apr. 21	Replaced on Select File	1111
Apr. 24	Referred for engrossment	1130
Apr. 25	Replaced on Select File	1164
Apr. 26	Referred for engrossment	1175
Apr. 28	Correctly engrossed	1207
May 4	Final Reading	1268
May 5	Correctly enrolled	1288
May 5	Signed by Speaker	1289
May 8	Presented to Governor	1304
May 12	Approved by Governor	1361

LEGISLATIVE BILL 649 By Syas

Jan. 31	Read first time	318
Feb. 3	Referred to Committee on Labor and Public Welfare	355
Feb. 17	Notice of hearing	466
Mar. 10	Placed on General File	723
Apr. 10	Change of order	992
Apr. 10	Referred for review	997
Apr. 17	Placed on Select File	1063
Apr. 18	Referred for engrossment	1075
Apr. 19	Correctly engrossed	1083
Apr. 24	Final Reading	1127
Apr. 25	Correctly enrolled	1164
Apr. 25	Signed by President	1165
Apr. 26	Presented to Governor	1169
May 1	Approved by Governor	1220

LEGISLATIVE BILL 650 By Munnelly, Bowen

Jan. 31	Read first time	318
Feb. 3	Referred to Committee on Banking, Commerce and Insurance	355
Apr. 10	Notice of hearing	992
May 10	Placed on General File	1330
May 22	Referred for review	1474
June 2	Placed on Select File	1568
June 5	Referred for engrossment	1615
June 8	Correctly engrossed	1670
June 14	Final Reading	1734
June 15	Correctly enrolled. Signed by President	1752
June 16	Presented to Governor	1766
June 21	Approved by Governor	1839

LEGISLATIVE BILL 651 By Waldo, Klaver

			Page
Jan.	31	Read first time	318
Feb.	3	Referred to Committee on Public Works	355
Feb.	21	Notice of hearing	481
Mar.	30	Placed on General File	931
Apr.	27	Referred for review	1195
May	1	Placed on Select File	1216
May	2	Referred for engrossment	1239
May	4	Correctly engrossed	1261
May	9	Final Reading	1317
May	10	Correctly enrolled. Signed by President	1331
May	11	Presented to Governor	1345
May	16	Approved by Governor	1407

LEGISLATIVE BILL 652 By Waldo, Klaver

Jan.	31	Read first time	319
Feb.	3	Referred to Committee on Public Works	355
Feb.	21	Notice of hearing	481
Mar.	28	Indefinitely postponed	907

LEGISLATIVE BILL 653 By Lautenschlager

Jan.	31	Read first time	319
Feb.	3	Referred to Committee on Labor and Public Welfare	355
Mar.	7	Notice of hearing	659
Apr.	20	Placed on General File	1106
May	15	Referred for review	1387
May	19	Placed on Select File	1446
May	22	Referred for engrossment	1467
May	31	Correctly engrossed	1539
June	5	Final Reading	1609
June	6	Correctly enrolled. Signed by President	1626
June	7	Presented to Governor	1642
June	14	Approved by Governor	1745

LEGISLATIVE BILL 654 By Brandt, Syas, Moulton

Jan.	31	Read first time	319
Feb.	3	Referred to Committee on Agriculture	355
Feb.	27	Notice of hearing	558
Mar.	13	Placed on General File	744
Apr.	10	Change of order	992
Apr.	10	Referred for review	997

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Apr.	12	Placed on Select File	1013
Apr.	13	Referred for engrossment	1032
Apr.	14	Correctly engrossed	1040
Apr.	19	Final Reading	1085
Apr.	20	Correctly enrolled	1093
Apr.	20	Signed by President	1097
Apr.	21	Presented to Governor	1110
Apr.	25	Approved by Governor	1162

LEGISLATIVE BILL 655 By Burbach

Jan.	31	Read first time	319
Feb.	3	Referred to Committee on Revenue	355
Feb.	23	Notice of hearing	524
Mar.	16	Hearing withdrawn, re-set	786, 788
Apr.	5	Placed on General File	950
Apr.	5	Change of order	951
Apr.	7	Referred for review	980
Apr.	11	Placed on Select File	1006
Apr.	12	Referred for engrossment	1015
Apr.	14	Replaced on Select File	1039
Apr.	17	Referred for engrossment	1058
Apr.	18	Correctly engrossed	1072
Apr.	21	Final Reading	1114
Apr.	24	Correctly enrolled	1125
Apr.	24	Signed by President	1131
Apr.	25	Presented to Governor	1140
Apr.	27	Approved by Governor	1183

LEGISLATIVE BILL 656 By Skarda

Jan.	31	Read first time	320
Feb.	3	Referred to Committee on Public Works	355
Feb.	20	Notice of hearing	478
May	4	Placed on General File	1256
May	19	Referred for review	1454
June	1	Placed on Select File	1545
June	2	Referred for engrossment	1578
June	6	Replaced on Select File	1625
June	7	Referred for engrossment	1661
June	13	Correctly engrossed	1716
June	16	Final Reading	1771
June	19	Correctly enrolled	1781
June	19	Signed by President	1782
June	20	Presented to Governor	1799
June	22	Approved by Governor	1878

LEGISLATIVE BILL 657 By Fleming

			Page
Jan.	31	Read first time	320
Feb.	3	Referred to Committee on Judiciary	355
Mar.	29	Notice of hearing	929
Apr.	10	Placed on General File	994
May	11	Referred for review	1356
May	16	Placed on Select File	1400
May	17	Referred for engrossment	1417
May	19	Replaced on Select File	1448
May	22	Referred for engrossment	1467
May	25	Correctly engrossed	1517
June	2	Laid over	1573
June	5	Final Reading	1608
June	6	Correctly enrolled. Signed by President	1626
June	7	Presented to Governor	1642
June	14	Approved by Governor	1745

LEGISLATIVE BILL 658 By Adams

Jan.	31	Read first time	320
Feb.	3	Referred to Committee on Labor and Public Welfare	355
Mar.	7	Notice of hearing	659
Apr.	12	Indefinitely postponed	1012

LEGISLATIVE BILL 659 By Adams

Jan.	31	Read first time	320
Feb.	3	Referred to Committee on Labor and Public Welfare	355
Mar.	7	Notice of hearing	659
Apr.	12	Indefinitely postponed	1012

LEGISLATIVE BILL 660 By McCosh, Rasmussen

Jan.	31	Read first time	321
Feb.	3	Referred to Committee on Judiciary	355
Mar.	29	Notice of hearing	929
Apr.	10	Placed on General File	994
May	11	Referred for review	1357
May	15	Placed on Select File	1384
May	16	Laid over	1404
May	17	Request. Laid over	1417
May	18	Withdrawn	1439

LEGISLATIVE BILL 661 By Klaver, Syas

			Page
Jan.	31	Read first time	321
Feb.	3	Referred to Committee on Revenue	355
Feb.	23	Notice of hearing	523
Mar.	20	Placed on General File	941
Apr.	27	Referred for review	1197
May	1	Placed on Select File	1216
May	2	Referred for engrossment	1239
May	3	Correctly engrossed	1246
May	8	Final Reading	1302
May	8	Explanation of vote	1312
May	9	Correctly enrolled. Signed by President	1316
May	10	Presented to Governor	1330
May	12	Approved by Governor	1361

LEGISLATIVE BILL 662 By Brandt

Jan.	31	Read first time	321
Feb.	3	Referred to Committee on Government and Military Affairs	355
Mar.	8	Notice of hearing	683
Apr.	12	Request. Laid over	1020
Apr.	13	Hearing and Bill withdrawn	1032

LEGISLATIVE BILL 663 By Bridenbaugh

Jan.	31	Read first time	321
Feb.	3	Referred to Committee on Education	355
Feb.	23	Notice of hearing	525
Apr.	5	Indefinitely postponed	946

LEGISLATIVE BILL 664 By Waldo, Knight, Staubitz

Jan.	31	Read first time	321
Feb.	3	Referred to Committee on Revenue	355
Feb.	23	Notice of hearing	524
May	2	Indefinitely postponed	1242
May	5	Motion	1292

LEGISLATIVE BILL 665 By Skarda, Munnelly

Jan.	31	Read first time	322
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	355
Apr.	10	Notice of hearing	992

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Apr.	13	Request. Laid over. Hearing withdrawn	1026
Apr.	14	Withdrawn	1053

LEGISLATIVE BILL 666 By Knight, Peck, Stromer

Jan.	31	Read first time	322
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	355
Mar.	30	Notice of hearing	940
May	12	Placed on General File	1371
May	18	Referred for review	1443
June	1	Placed on Select File	1544
June	2	Referred for engrossment	1577
June	7	Correctly engrossed	1646
June	12	Final Reading	1706
June	13	Correctly enrolled. Signed by President	1717
June	14	Presented to Governor	1728
June	20	Approved by Governor	1808

LEGISLATIVE BILL 667 By Stromer, Orme, Knight

Jan.	31	Read first time	322
Feb.	3	Referred to Committee on Government and Military Affairs	355
Mar.	8	Notice of hearing	683
Apr.	18	Placed on General File	1069
May	12	Referred for review	1369
May	17	Placed on Select File	1413
May	18	Referred for engrossment	1439
May	23	Replaced on Select File	1479
May	24	Referred for engrossment	1499
May	31	Correctly engrossed	1539
June	5	Final Reading	1613
June	6	Correctly enrolled. Signed by President	1626
June	7	Presented to Governor	1642
June	14	Approved by Governor	1745

LEGISLATIVE BILL 668 By Erlewine

Jan.	31	Read first time	322
Feb.	1	Co-introducer added	326
Feb.	3	Referred to Committee on Education	355
Feb.	23	Notice of hearing	525
Apr.	25	Indefinitely postponed	1149

LEGISLATIVE BILL 669 By Munnelly, Vosoba

			Page
Jan.	31	Read first time	323
Feb.	3	Referred to Committee on Judiciary	355
Mar.	29	Notice of hearing	929
Apr.	10	Placed on General File	994
May	11	Referred for review	1357
May	15	Placed on Select File	1384
May	16	Referred for engrossment	1404
May	18	Replaced on Select File	1428
May	19	Referred for engrossment	1453
May	24	Correctly engrossed	1493
June	1	Final Reading	1550
June	2	Correctly enrolled	1569
June	2	Signed by President	1570
June	5	Presented to Governor	1587
June	8	Approved by Governor	1667

LEGISLATIVE BILL 670 By Munnelly, Marvel, Ruhnke

			Page
Jan.	31	Read first time. Co-introducer added	323
Feb.	3	Referred to Committee on Labor and Public Welfare	355
Mar.	7	Notice of hearing	659
May	25	Indefinitely postponed	1522

LEGISLATIVE BILL 671 By Committee on Budget

			Page
Feb.	3	Motion. Read first time	346
Feb.	6	Referred to Committee on Budget	358
Feb.	9	Rules suspended. Placed on General File	390
Feb.	15	Referred for review	438
Feb.	17	Placed on Select File	459
Feb.	20	Referred for engrossment	478
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	643
Mar.	7	Correctly enrolled. Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 672 By Committee on Budget

			Page
Feb.	3	Motion	346
Feb.	3	Read first time	347
Feb.	6	Referred to Committee on Budget	358
Feb.	9	Rules suspended. Placed on General File	390
Feb.	15	Referred for review	438

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Feb.	17	Placed on Select File	459
Feb.	20	Referred for engrossment	478
Mar.	1	Correctly engrossed	575
Mar.	6	Final Reading	644
Mar.	6	Explanation of vote	652
Mar.	7	Correctly enrolled. Signed by President	661
Mar.	8	Presented to Governor	669
Mar.	14	Approved by Governor	758

LEGISLATIVE BILL 673 By Committee on Public Works

Feb.	28	Motion. Read first time	563
Mar.	1	Referred to Committee on Public Works	578
Mar.	9	Notice of hearing	698
Mar.	17	Placed on General File	800
Apr.	10	Change of order	992
Apr.	11	Referred for review	1004
Apr.	13	Placed on Select File	1024
Apr.	14	Referred for engrossment	1046
Apr.	18	Replaced on Select File	1071
Apr.	19	Referred for engrossment	1086
Apr.	20	Correctly engrossed	1108
Apr.	25	Final Reading	1150
Apr.	26	Correctly enrolled. Signed by President	1181
Apr.	27	Presented to Governor	1184
May	1	Approved by Governor	1220

LEGISLATIVE BILL 674 By Committee on Education

Feb.	28	Motion	563
Feb.	28	Read first time	564
Mar.	1	Referred to Committee on Education	578
Mar.	2	Notice of hearing	594
Mar.	30	Placed on General File	941
Apr.	27	Referred for review	1198
May	1	Placed on Select File	1217
May	2	Referred for engrossment	1239
May	4	Correctly engrossed	1261
May	9	Final Reading	1318
May	10	Correctly enrolled. Signed by President	1331
May	11	Presented to Governor	1345
May	16	Approved by Governor	1407

LEGISLATIVE BILL 675 By Committee on Education

Feb.	28	Motion. Read first time	564
Mar.	1	Referred to Committee on Education	578

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Mar.	2	Notice of hearing	594
Mar.	21	Placed on General File	842
Apr.	21	Laid over	1117
Apr.	28	Laid over	1208
May	5	Laid over	1291
May	9	Request. Laid over	1323
May	10	Withdrawn	1339

LEGISLATIVE BILL 676 By Committee on Banking, Commerce and Insurance

Mar.	1	Motion. Read first time	583
Mar.	2	Referred to Committee on Labor and Public Welfare	604
Mar.	23	Notice of hearing	870
May	31	Placed on General File	1533
June	22	Amendment read	1844
June	23	Referred for review	1898
June	28	Placed on Select File	1923
June	28	Rules suspended. Considered. Referred for engrossment	1944
June	30	Correctly engrossed	1975
July	7	Change of order	2005
July	7	Final Reading	2008
July	7	Correctly enrolled. Signed by President	2017
July	8	Presented to Governor	2029
		Approved by Governor	2037

LEGISLATIVE BILL 677 By Committee on Government and Military Affairs

Mar.	6	Motion	642
Mar.	6	Read first time	643
Mar.	8	Referred to Committee on Public Health and Miscellaneous Subjects	669
Mar.	15	Notice of hearing	763
Apr.	25	Placed on General File	1155
May	17	Referred for review	1419
May	24	Placed on Select File	1492
May	25	Referred for engrossment	1521
June	5	Correctly engrossed	1606
June	8	Final Reading	1674
June	8	Explanation of vote	1676
June	9	Correctly enrolled. Signed by President	1688
June	12	Presented to Governor	1700
June	14	Approved by Governor	1745

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LEGISLATIVE BILL 678 By Committee on Banking, Commerce and Insurance

Mar.	8	Motion. Read first time	688
Mar.	9	Referred to Committee on Public Health and Miscellaneous Subjects	695
Mar.	15	Notice of hearing	763
Apr.	10	Placed on General File	993
Apr.	20	Change of order. Referred for review	1099
Apr.	24	Placed on Select File	1136
Apr.	25	Referred for engrossment	1159
Apr.	27	Correctly engrossed	1192
May	2	Final Reading	1228
May	3	Correctly enrolled	1246
May	3	Signed by President	1247
May	4	Presented to Governor	1256
May	8	Approved by Governor	1303

LEGISLATIVE BILL 679 By Committee on Banking, Commerce and Insurance

Mar.	8	Motion	688
Mar.	8	Read first time	689
Mar.	9	Referred to Committee on Banking, Commerce and Insurance	695
Mar.	30	Notice of hearing	940
Apr.	21	Placed on General File	1112
May	15	Referred for review	1388
May	19	Placed on Select File	1448
May	22	Referred for engrossment	1467
May	31	Correctly engrossed	1539
June	5	Final Reading	1610
June	6	Correctly enrolled. Signed by President	1626
June	7	Presented to Governor	1642
June	14	Approved by Governor	1745

LEGISLATIVE BILL 680 By Committee on Banking, Commerce and Insurance

Mar.	8	Motion	688
Mar.	8	Read first time	689
Mar.	9	Referred to Committee on Banking, Commerce and Insurance	695
Mar.	30	Notice of hearing	940
Apr.	21	Placed on General File	1112
May	15	Referred for review	1388

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May	19	Placed on Select File	1448
May	22	Referred for engrossment	1467
May	31	Correctly engrossed	1539
June	5	Final Reading	1611
June	6	Correctly enrolled. Signed by President	1626
June	7	Presented to Governor	1642
June	14	Approved by Governor	1745

LEGISLATIVE BILL 681 By Committee on Education

Mar.	9	Motion	697
Mar.	9	Read first time	698
Mar.	10	Referred to Committee on Education	717
Mar.	13	Notice of hearing	744
Apr.	11	Placed on General File	1005
May	5	Change of order	1296
May	8	Considered. Laid over	1309
May	8	Referred for review	1311
May	10	Placed on Select File	1331
May	11	Referred for engrossment	1356
May	15	Correctly engrossed	1385
May	18	Final Reading	1430
May	19	Correctly enrolled. Signed by Speaker	1449
May	22	Presented to Governor	1458
May	23	Approved by Governor	1487

LEGISLATIVE BILL 682 By Committee on Education

Mar.	9	Motion	697
Mar.	9	Read first time	698
Mar.	10	Referred to Committee on Education	717
Mar.	13	Notice of hearing	744
Apr.	12	Placed on General File	1020
May	12	Considered. Laid over	1368
May	15	Laid over	1386
May	15	Referred for review	1389
May	19	Placed on Select File	1448
May	22	Referred for engrossment	1467
May	31	Correctly engrossed	1539
June	5	Final Reading	1611
June	6	Correctly enrolled. Signed by President	1626
June	7	Presented to Governor	1642
June	14	Approved by Governor	1745

LEGISLATIVE BILL 683 By Committee on Judiciary

Mar.	10	Motion	717
Mar.	10	Read first time	718

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Mar.	14	Referred to Committee on Banking, Commerce and Insurance	753
Mar.	29	Re-referred to Committee on Judiciary	923
Apr.	11	Notice of hearing	1005
May	5	Indefinitely postponed	1287

LEGISLATIVE BILL 684 By Committee on Education

Mar.	17	Motion	792
Mar.	17	Read first time	793
Mar.	20	Referred to Committee on Education	815
Mar.	21	Notice of hearing	842
Apr.	12	Placed on General File	1019
May	12	Referred for review	1368
May	16	Placed on Select File	1403
May	17	Referred for engrossment	1418
May	22	Correctly engrossed	1460
May	25	Final Reading	1519
May	31	Correctly enrolled. Signed by President	1540
June	1	Presented to Governor	1543
June	8	Approved by Governor	1667

LEGISLATIVE BILL 685 By Committee on Education

Mar.	22	Motion	853
Mar.	22	Read first time	854
Mar.	23	Referred to Committee on Education	863
Mar.	24	Notice of hearing	885
Apr.	12	Placed on General File	1020
May	12	Referred for review	1368
May	17	Placed on Select File	1412
May	18	Referred for engrossment	1439
May	22	Correctly engrossed	1460
May	25	Final Reading	1520
May	31	Correctly enrolled. Signed by President	1540
June	1	Presented to Governor	1543
June	5	Approved by Governor	1667

LEGISLATIVE BILL 686 By Knight, upon recommendation of the Governor

Mar.	24	Message from Governor. Read first time	889
Mar.	24	Motion	890
Mar.	27	Referred to Committee on Banking, Commerce and Insurance	895
Mar.	28	Explanation of vote	918

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Mar.	30	Notice of hearing	940
Apr.	19	Placed on General File	1091
May	12	Referred for review	1373
May	18	Placed on Select File	1425
May	19	Referred for engrossment	1452
May	24	Correctly engrossed	1493
June	1	Final Reading	1547
June	2	Correctly enrolled	1569
June	2	Signed by President	1570
June	5	Presented to Governor	1587
June	8	Approved by Governor	1667

LEGISLATIVE BILL 687 By Committee on Government and Military Affairs

Mar.	28	Motion	913
Mar.	28	Read first time	914
Mar.	29	Referred to Committee on Public Health and Miscellaneous Subjects	922
Mar.	30	Notice of hearing	940
Apr.	13	Placed on General File	1032
May	12	Referred for review	1369
May	17	Placed on Select File	1412
May	18	Referred for engrossment	1439
May	22	Correctly engrossed	1460
May	25	Final Reading	1520
May	31	Correctly enrolled. Signed by President	1540
June	1	Presented to Governor	1543
June	8	Approved by Governor	1667

LEGISLATIVE BILL 688 By Committee on Government and Military Affairs

Mar.	28	Motion	913
Mar.	28	Read first time	915
Mar.	29	Referred to Committee on Public Health and Miscellaneous Subjects	922
Mar.	30	Notice of hearing	940
Apr.	13	Placed on General File	1032
May	12	Referred for review	1369
May	17	Placed on Select File	1412
May	18	Referred for engrossment	1439
May	22	Replaced on Select File	1459
May	23	Referred for engrossment	1484
May	25	Correctly engrossed	1517
June	2	Final Reading	1574

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June	5	Correctly enrolled. Signed by President	1607
June	6	Presented to Governor	1623
June	14	Approved by Governor	1745

LEGISLATIVE BILL 689 By Committee on Government and Military Affairs

Mar.	28	Motion	914
Mar.	28	Read first time	915
Mar.	29	Referred to Committee on Judiciary	922
Apr.	11	Notice of hearing	1005
May	5	Placed on General File	1237
May	19	Referred for review	1455
June	2	Placed on Select File	1567
June	5	Referred for engrossment	1614
June	7	Replaced on Select File	1645
June	8	Referred for engrossment	1630
June	13	Correctly engrossed	1717
June	16	Final Reading	1775
June	19	Correctly enrolled. Signed by Speaker	1782
June	20	Presented to Governor	1799
June	22	Approved by Governor	1878

LEGISLATIVE BILL 690 By Committee on Banking, Commerce and Insurance

Mar.	29	Motion	920
Mar.	29	Read first time	922
Mar.	30	Referred to Committee on Banking, Commerce and Insurance	937
Apr.	10	Notice of hearing	993
Apr.	27	Placed on General File	1186
May	17	Referred for review	1420
May	24	Placed on Select File	1492
May	25	Referred for engrossment	1521
June	5	Correctly engrossed	1606
June	8	Final Reading	1675
June	9	Correctly enrolled. Signed by President	1688
June	12	Presented to Governor	1700
June	14	Approved by Governor	1745

LEGISLATIVE BILL 691 By Committee on Banking, Commerce and Insurance

Mar.	29	Motion	921
Mar.	29	Read first time	922

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Mar.	30	Referred to Committee on Banking, Commerce and Insurance	937
Apr.	10	Notice of hearing	993
June	9	Placed on General File	1695
June	22	Read	1844
June	26	Referred for review	1907
June	28	Placed on Select File	1924
June	28	Rules suspended. Considered. Referred for engrossment	1944, 1945
June	30	Correctly engrossed	1967
July	7	Change of order	2005
July	7	Final Reading	2006
July	7	Correctly enrolled. Signed by President	2017
July	8	Presented to Governor	2029
		Approved by Governor	2037

LEGISLATIVE BILL 692 By Committee on Banking, Commerce and Insurance

Mar.	29	Motion	921
Mar.	29	Read first time	922
Mar.	30	Referred to Committee on Banking, Commerce and Insurance	937
Apr.	6	Notice of hearing	963
Apr.	18	Placed on General File	1079
May	12	Referred for review	1369
May	17	Placed on Select File	1414
May	18	Referred for engrossment	1439
May	23	Correctly engrossed	1479
May	25	Final Reading	1523
May	31	Correctly enrolled. Signed by President	1540
June	1	Presented to Governor	1543
June	8	Approved by Governor	1667

LEGISLATIVE BILL 693 By Bowen, upon recommendation of the Governor

Mar.	29	Message from Governor	927
Mar.	29	Read first time	928
Mar.	30	Referred to Committee on Public Health and Miscellaneous Subjects	937
Mar.	30	Notice of hearing	940
May	8	Placed on General File	1297
May	19	Motion. Indefinitely postponed	1457
May	22	Message from Governor	1469
May	22	Motions. Reconsider action. Laid over	1472

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May	24	Referred for review	1502
June	5	Placed on Select File	1605
June	6	Referred for engrossment	1636
June	9	Replaced on Select File	1688
June	12	Referred for engrossment	1707
June	14	Correctly engrossed	1731
June	19	Final Reading	1789
June	20	Correctly enrolled. Signed by President	1800
June	21	Presented to Governor	1817
June	22	Approved by Governor	1878

LEGISLATIVE BILL 694 By Committee on Public Health and Miscellaneous Subjects

Apr.	6	Motion	960
Apr.	6	Read first time	961
Apr.	7	Referred to Committee on Public Health and Miscellaneous Subjects	983
Apr.	11	Notice of hearing	1002
Apr.	20	Placed on General File	1097
Apr.	27	Change of order	1193
May	1	Referred for review	1218 ✓
May	3	Placed on Select File	1244
May	4	Referred for engrossment	1273 ✓
May	5	Recalled to Select File	1289
May	5	Referred for engrossment	1290 ✓
May	9	Replaced on Select File	1316
May	10	Referred for engrossment. Motion	1339 ✓
May	11	Correctly engrossed	1347
May	16	Final Reading	1398
May	17	Correctly enrolled	1414
May	17	Signed by President	1415
May	18	Presented to Governor	1425
May	23	Approved by Governor	1487

LEGISLATIVE BILL 695 By Burbach, upon recommendation of the Governor

Apr.	7	Message from Governor. Read first time	974
Apr.	10	Referred to Committee on Public Health and Miscellaneous Subjects	993
Apr.	11	Notice of hearing	1002
Apr.	20	Placed on General File	1097
May	15	Referred for review	1386
May	18	Placed on Select File	1425
May	19	Referred for engrossment	1452

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May	24	Correctly engrossed	1493
June	1	Final Reading	1549
June	2	Correctly enrolled	1569
June	2	Signed by President	1570
June	5	Presented to Governor	1587
June	8	Approved by Governor	1667

LEGISLATIVE BILL 696 By Committee on Public Health and Miscellaneous Subjects

Apr.	7	Motion. Read first time	975
Apr.	10	Referred to Committee on Agriculture	993
Apr.	11	Notice of hearing	1008
May	11	Indefinitely postponed	1358

LEGISLATIVE BILL 697 By Committee on Revenue

Apr.	7	Motion	982
Apr.	11	Motion renewed	1000
Apr.	11	Read first time	1001
Apr.	12	Referred to Committee on Revenue	1013
Apr.	13	Notice of hearing	1023
May	4	Placed on General File	1274
May	17	Referred for review	1423
May	24	Placed on Select File	1493
May	25	Referred for engrossment	1522
June	5	Correctly engrossed	1607
June	8	Final Reading	1677
June	9	Correctly enrolled. Signed by President	1688
June	12	Presented to Governor	1700
June	14	Approved by Governor	1745

LEGISLATIVE BILL 698 By Committee on Budget

Apr.	11	Motion	1001
Apr.	11	Read first time	1002
Apr.	12	Referred to Committee on Budget	1013
Apr.	18	Notice of hearing	1073
May	10	Indefinitely postponed	1344

LEGISLATIVE BILL 699 By Committee on Education

Apr.	12	Motion. Read first time	1014
Apr.	13	Referred to Committee on Education	1025
Apr.	14	Notice of hearing	1038
Apr.	26	Placed on General File	1177

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Apr.	27	Change of order	1193
Apr.	28	Referred for review	1208
May	2	Placed on Select File	1237
May	3	Referred for engrossment	1251
May	5	Correctly engrossed	1288
May	10	Failed on Final Reading	1334
May	10	Explanation of vote	1339

LEGISLATIVE BILL 700 By Committee on Banking, Commerce and Insurance

Apr.	14	Motion	1051
Apr.	14	Read first time	1052
Apr.	17	Referred to Committee on Banking, Commerce and Insurance	1056
Apr.	19	Notice of hearing	1091
June	8	Indefinitely postponed	1673

LEGISLATIVE BILL 701 By Committee on Banking, Commerce and Insurance

Apr.	14	Motion. Read first time	1052
Apr.	17	Referred to Committee on Banking, Commerce and Insurance	1056
Apr.	19	Notice of hearing	1091
Apr.	28	Placed on General File	1199
May	17	Referred for review	1422
May	24	Placed on Select File	1492
May	25	Referred for engrossment	1522
June	5	Correctly engrossed	1607
June	8	Final Reading	1675
June	9	Correctly enrolled. Signed by President	1688
June	12	Presented to Governor	1700
June	14	Approved by Governor	1745

LEGISLATIVE BILL 702 By Committee on Government and Military Affairs

Apr.	24	Motion. Read first time	1138
Apr.	25	Referred to Committee on Banking, Commerce and Insurance	1149
Apr.	27	Notice of hearing	1186
May	25	Placed on General File	1526
June	2	Change of order. Referred for review	1584
June	8	Placed on Select File	1668
June	9	Referred for engrossment	1692

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June	14	Correctly engrossed	1730
June	19	Final Reading	1784
June	20	Correctly enrolled. Signed by President	1800
June	21	Presented to Governor	1817
June	22	Approved by Governor	1878

LEGISLATIVE BILL 703 By Vosoba, upon recommendation of the Governor

Apr.	25	Message from Governor	1157
Apr.	25	Read first time	1158
Apr.	26	Referred to Committee on Education	1169
Apr.	26	Notice of hearing	1174
May	3	Placed on General File	1249
May	17	Considered. Laid over	1423
May	22	Referred for review	1473
June	2	Placed on Select File	1567
June	5	Referred for engrossment	1615
June	8	Correctly engrossed	1670
June	14	Final Reading	1733
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	21	Approved by Governor	1839

LEGISLATIVE BILL 704 By Committee on Public Works

Apr.	26	Motion	1172
Apr.	26	Read first time. Rules suspended. Referred to Committee on Public Works	1173
Apr.	26	Notice of hearing	1177
May	2	Hearing re-set	1238
May	22	Indefinitely postponed	1458

LEGISLATIVE BILL 705 By Committee on Public Works

Apr.	26	Motion	1172
Apr.	26	Read first time. Rules suspended. Referred to Committee on Public Works	1173
Apr.	26	Notice of hearing	1177
May	22	Indefinitely postponed	1458

LEGISLATIVE BILL 706 By Committee on Agriculture

Apr.	27	Motion. Read first time. Rules suspended. Referred to Committee on Agriculture	1185
Apr.	27	Notice of hearing	1196

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May	5	Placed on General File	1286
May	18	Referred for review	1442
June	1	Placed on Select File	1543
June	2	Referred for engrossment	1576
June	8	Replaced on Select File	1670
June	9	Referred for engrossment	1693
June	12	Correctly engrossed	1702
June	15	Final Reading	1757
June	16	Correctly enrolled. Signed by President	1767
June	19	Presented to Governor	1781
June	21	Approved by Governor	1839

LEGISLATIVE BILL 707 By Committee on Revenue

Apr.	27	Motion	1195
Apr.	27	Read first time. Rules suspended. Referred to Committee on Revenue	1196
Apr.	27	Notice of hearing	1198
May	15	Placed on General File	1386
May	24	Motion	1504
May	24	Referred for review. Motion. Reconsider action. Referred for review	1505, 1506
June	5	Placed on Select File	1606
June	6	Considered. Laid over	1636
June	7	Referred for engrossment	1658
June	12	Correctly engrossed	1702
June	15	Laid over	1753
June	16	Returned to Select File	1770
June	19	Referred for re-engrossment	1790
June	21	Correctly re-engrossed	1832
June	26	Final Reading	1901
June	26	Explanation of vote	1905
June	27	Correctly enrolled	1912
June	27	Signed by Speaker	1913
June	28	Presented to Governor	1922
July	5	Approved by Governor	1978

LEGISLATIVE BILL 708 By Committee on Banking, Commerce and Insurance

Apr.	28	Motion. Read first time. Rules suspended. Referred to Committee on Banking, Commerce and Insurance	1200
May	3	Notice of hearing	1255
May	11	Placed on General File	1349
May	22	Referred for review	1474

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June	2	Placed on Select File	1568
June	5	Referred for engrossment	1615
June	8	Correctly engrossed	1670
June	14	Laid over	1735
June	14	Final Reading	1736
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	21	Approved by Governor	1839

LEGISLATIVE BILL 709 By Committee on Budget

May	1	Motion. Read first time	1218
May	1	Rules suspended. Referred to Committee on Budget	1219
May	2	Notice of hearing	1241
May	9	Placed on General File	1325
May	10	Change of order	1340
May	11	Referred for review	1356
May	15	Placed on Select File	1384
May	16	Referred for engrossment	1404
May	18	Replaced on Select File	1428
May	19	Referred for engrossment	1453
May	25	Correctly engrossed	1517
June	2	Final Reading	1572
June	5	Correctly enrolled. Signed by President	1607
June	6	Presented to Governor	1623
June	14	Approved by Governor	1745

LEGISLATIVE BILL 710 By Committee on Government and Military Affairs

May	3	Motion. Read first time	1247
May	3	Rules suspended. Referred to Committee on Government and Military Affairs	1248
May	4	Notice of hearing	1273
May	18	Placed on General File	1441
June	1	Referred for review	1564
June	6	Placed on Select File	1624
June	7	Referred for engrossment	1660
June	9	Correctly engrossed	1688
June	14	Final Reading	1740
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	20	Approved by Governor	1808

LEGISLATIVE BILL 711 By Committee on Judiciary

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May	3	Motion	1247
May	3	Read first time. Rules suspended. Referred to Committee on Judiciary	1248
May	4	Rules suspended. Notice of hearing	1262
May	11	Placed on General File	1355
May	18	Referred for review	1443
June	1	Placed on Select File	1544
June	2	Referred for engrossment	1577
June	7	Correctly engrossed	1645
June	12	Final Reading	1704
June	13	Correctly enrolled. Signed by President	1717
June	14	Presented to Governor	1728
June	19	Approved by Governor	1808

LEGISLATIVE BILL 712 By Committee on Agriculture

May	4	Motion. Read first time. Rules suspended. Referred to Agriculture Committee	1262
May	4	Notice of hearing	1274
May	11	Placed on General File	1354
May	18	Referred for review	1443
June	1	Placed on Select File	1544
June	2	Referred for engrossment	1576
June	6	Replaced on Select File	1625
June	7	Referred for engrossment	1660
June	13	Correctly engrossed	1716
June	16	Final Reading	1771
June	19	Correctly enrolled	1781
June	19	Signed by Speaker	1782
June	20	Presented to Governor	1799
June	22	Approved by Governor	1878

LEGISLATIVE BILL 713 By Bridenbaugh, McHugh, upon recommendation of the Governor

May	5	Message from Governor. Read first time	1291
May	5	Rules suspended. Referred to Committee on Government and Military Affairs	1293
May	10	Notice of hearing	1338
June	2	Placed on General File	1580
June	8	Change of order	1684
June	12	Considered. Laid over	1712
June	13	Motion. Referred for review	1726
June	15	Placed on Select File	1751

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June	16	Motions. Referred for engrossment	1768
June	20	Correctly engrossed	1799
June	23	Final Reading	1886
June	26	Correctly enrolled	1901
June	27	Signed by Speaker	1914
June	28	Presented to Governor	1922
July	5	Approved by Governor	1978

LEGISLATIVE BILL 714 By Stromer, Diers, upon recommendation of the Governor

May	8	Message from the Governor. Read first time	1306
May	8	Rules suspended. Referred to Committee on Government and Military Affairs	1307
May	10	Notice of hearing	1338
May	23	Placed on General File	1483
June	2	Referred for review	1578
June	6	Placed on Select File	1624
June	7	Referred for engrossment	1660
June	9	Correctly engrossed	1688
June	14	Final Reading	1741
June	15	Correctly enrolled. Signed by President	1752
June	16	Presented to Governor	1766
June	20	Approved by Governor	1808

LEGISLATIVE BILL 715 By Munnelly, Klaver, upon recommendation of the Governor

May	11	Message from the Governor	1348
May	11	Read first time. Rules suspended. Referred to Committee on Judiciary	1349
May	12	Notice of hearing	1374
June	6	Indefinitely postponed	1638
June	9	Motion. Laid over	1699
July	5	Motion withdrawn	1985

LEGISLATIVE BILL 716 By Orme, upon recommendation of the Governor

May	12	Message from Governor	1372
May	12	Read first time	1373
May	12	Rules suspended. Referred to Committee on Government and Military Affairs. Notice of hearing	1374
May	23	Indefinitely postponed	1483

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LEGISLATIVE BILL 717 By Committee on Government and Military Affairs

May	16	Motion. Read first time	1393
May	16	Rules suspended. Placed on General File	1394
May	24	Referred for review	1510
June	5	Placed on Select File	1606
June	6	Referred for engrossment	1636
June	12	Correctly engrossed	1702
June	15	Final Reading. Explanation of vote	1753
June	16	Correctly enrolled. Signed by President	1767
June	19	Presented to Governor	1781
June	21	Approved by Governor	1839

LEGISLATIVE BILL 718 By Committee on Government and Military Affairs

May	16	Motion. Read first time	1393
May	16	Rules suspended. Referred to Committee on Government and Military Affairs	1394
May	25	Re-referred to Committee on Judiciary	1527
May	25	Notice of hearing	1530
June	6	Indefinitely postponed	1638

LEGISLATIVE BILL 719 By Committee on Revenue

May	18	Motion	1436
May	18	Read first time	1437
May	18	Rules suspended. Referred to Committee on Revenue	1440
June	1	Placed on General File	1543
June	2	Change of order	1584
June	7	Referred for review	1665
June	9	Placed on Select File	1688
June	12	Referred for engrossment	1707
June	15	Correctly engrossed	1751
June	20	Final Reading	1802
June	21	Correctly enrolled. Signed by President	1832
June	22	Presented to Governor	1841
June	22	Approved by Governor	1878

LEGISLATIVE BILL 720 By Committee on Revenue

May	18	Motion	1437
May	18	Read first time. Rules suspended. Referred to Committee on Revenue	1438
May	18	Notice of hearing	1440

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June	19	Placed on General File. Statements and Amendments	1798
June	20	Amendments submitted	1811
June	22	Read	1844
June	23	Change of order	1890
June	26	Motion	1904
June	26	Motion. Referred for review	1906
June	28	Placed on Select File	1924
June	28	Rules suspended. Considered	1944
June	28	Referred for engrossment	1945
June	29	Recalled to Select File. Referred for engrossment	1959
June	30	Replaced on Select File. Referred for engrossment	1971
July	5	Correctly engrossed	1977
July	5	Rules suspended. Withdrawn	1987

LEGISLATIVE BILL 721 By Committee on Banking, Commerce and Insurance

May	18	Motion	1437
May	18	Read first time. Rules suspended. Referred to Committee on Banking, Commerce and Insurance	1438
May	23	Hearing room	1483
May	24	Notice of hearing	1506
June	16	Placed on General File	1766
June	19	Laid over	1792
June	22	Read	1844
June	22	Change of order	1882
June	26	Motion. Referred for review	1903
June	28	Placed on Select File	1924
June	28	Rules suspended. Considered. Referred for engrossment	1944
June	30	Correctly engrossed	1974
July	7	Change of order	2005
July	7	Final Reading	2006
July	7	Correctly enrolled. Signed by President	2017
July	8	Presented to Governor	2029
		Approved by Governor	2037

LEGISLATIVE BILL 722 By Committee on Judiciary

May	22	Motion	1461
May	22	Read first time. Rules suspended. Referred to Committee on Judiciary	1462

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May	22	Notice of hearing	1468
June	6	Indefinitely postponed	1638

LEGISLATIVE BILL 723 By Committee on Judiciary

May	22	Motion	1461
May	22	Read first time. Rules suspended. Referred to Committee on Judiciary	1462
May	22	Notice of hearing	1468
June	6	Placed on General File	1638
June	19	Referred for review	1791
June	21	Placed on Select File	1832
June	21	Change of order	1837
June	21	Referred for engrossment	1838
June	23	Correctly engrossed	1884
June	28	Final Reading	1942
June	29	Correctly enrolled. Signed by Speaker	1954
July	5	Presented to Governor	1976
July	5	Approved by Governor	1978
July	5	Explanation of vote	1987

LEGISLATIVE BILL 724 By Committee on Revenue

May	24	Motion	1509
May	24	Read first time. Rules suspended. Referred to Committee on Banking, Commerce and Insurance. Notice of hearing	1510
June	8	Placed on General File	1682
June	9	Referred for review	1699
June	13	Placed on Select File	1716
June	14	Referred for engrossment	1742
June	16	Correctly engrossed	1767
June	22	Final Reading	1872
June	22	Correctly enrolled	1881
June	22	Signed by President	1882
June	23	Presented to Governor	1884
June	23	Approved by Governor	1892

LEGISLATIVE BILL 725 By Committee on Agriculture

May	25	Motion. Read first time. Rules suspended. Referred to Committee on Agriculture	1527
May	25	Notice of hearing	1530
June	5	Placed on General File	1615
June	8	Motion. Referred for review	1684
June	12	Placed on Select File	1702
June	13	Referred for engrossment	1719

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June 15	Correctly engrossed	1752
June 20	Final Reading	1804
June 21	Correctly enrolled. Signed by President	1832
June 22	Presented to Governor	1841
June 22	Approved by Governor	1878

LEGISLATIVE BILL 726 By Committee on Miscellaneous Appropriations and Claims

June 1	Motion	1546
June 1	Read first time. Rules suspended. Placed on General File	1547
June 8	Change of order	1684
June 9	Change of order	1694
June 12	Read. Laid over	1713
June 14	Laid over	1747
June 15	Considered	1765
June 16	Referred for review	1777
June 20	Placed on Select File	1799
June 21	Referred for engrossment	1834
June 22	Correctly engrossed	1841
June 27	Final Reading	1913
June 28	Correctly enrolled. Signed by Speaker	1924
June 29	Presented to Governor	1949
July 5	Approved by Governor	1978

LEGISLATIVE BILL 727 By Lautenschlager, upon recommendation of the Governor

June 1	Message from Governor. Read first time	1558
June 1	Rules suspended. Placed on General File	1564
June 8	Referred for review	1683
June 12	Placed on Select File	1702
June 13	Referred for engrossment	1719
June 15	Correctly engrossed	1751
June 20	Final Reading	1803
June 21	Correctly enrolled. Signed by President	1832
June 22	Presented to Governor	1841
June 22	Approved by Governor	1878

LEGISLATIVE BILL 728 By Russillo, upon recommendation of the Governor

June 1	Message from Governor. Read first time	1559
June 1	Rules suspended. Referred to Committee on Public Works	1563

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June	5	Notice of hearing	1607
June	13	Indefinitely postponed	1722

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June	2	Motion. Read first time. Rules suspended. Placed on General File	1575
June	8	Referred for review	1683
June	12	Placed on Select File	1702
June	13	Referred for engrossment	1719
June	15	Correctly engrossed	1752
June	20	Final Reading	1805
June	21	Correctly enrolled. Signed by President	1832
June	22	Presented to Governor	1841
June	22	Approved by Governor	1878

LEGISLATIVE BILL 730 By Moulton, upon recommendation of the Governor

June	6	Message from Governor	1633
June	6	Read first time. Rules suspended. Placed on General File	1634
June	8	Motion	1684
June	20	Referred for review	1812
June	22	Placed on Select File	1841
June	22	Referred for engrossment	1844
June	23	Held by E and R	1889
June	26	Recalled to Select File	1902
June	26	Referred for engrossment	1903
June	28	Correctly engrossed	1924
July	5	Final Reading	1985
July	6	Correctly enrolled. Signed by Speaker	1994
July	6	Presented to Governor	2002
July	8	Approved by Governor	2036

LEGISLATIVE BILL 731 By Committee on Banking, Commerce and Insurance

June	7	Motion. Read first time. Rules suspended. Placed on General File	1658
June	9	Referred for review	1698
June	13	Placed on Select File	1716
June	14	Referred for engrossment	1742
June	15	Correctly engrossed	1752
June	20	Final Reading	1805
June	21	Correctly enrolled. Signed by President	1832

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June	22	Presented to Governor	1841
June	22	Approved by Governor	1878

LEGISLATIVE BILL 732 By Committee on Budget

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June	21	Referred for engrossment	1834
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June	27	Final Reading	1913
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June	29	Rules suspended. Considered. Referred for engrossment	1957
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July	8	Correctly enrolled. Signed by President	2029
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July	7	Correctly enrolled. Signed by President	2017
July	8	Presented to Governor	2029
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